PROBATE

ORDER

BOOK

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MAY 1900

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Monday, May 7, 1900 and 1st day of May Term 1900.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the May Term 1900, which term of said 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 May 1900, that being the day fixed by law for holding said term of said court.

Present: Honorable Thomas J. Cofer, sole Judge, Mell C. Masten, the clerk thereof, and Henry I. Eaton, Sheriff of said County.

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

Cooper Brothers
vs
The Estate of Martha D. Brannon, Deceased

No. 1609. Claim allowed at $2.00. G.E.D. 3 p. 167.

Come the parties herein by their respective counsel, and the court being fully advised in the premises allows the Claimants herein the sum of $2.00.

It is therefore considered and adjudged by the Court that the claimants, Cooper Brothers, recover of and from the Estate of Martha D. Brannon, deceased, the said Sum of Two Dollars.

And court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court

Thomas J. Cofer
Judge.

Tuesday, May 8, 1900 and 2nd day of May Term 1900.

Tuesday morning May 8, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Oliver H. Mills, Executor of the Will of William C. Mills.
vs
John H. Mills
Charles H. Mills
Amos H. Mills
Oliver H. Mills and
Aaron H. Mills

No. 1613. Order to Sell Real Estate.

Comes now the plaintiff by Hogate and Clark, his attorneys and the defendants come in their own proper persons and tender an appearance and file their answer, admitting that the allegations of the complaint are true and asking that the prayer of the complaint be granted, which answer is in words and figures following, to wit: (H. I.)

And the court being sufficiently advised in the premises, and this cause being submitted to the Court for trial, finding and Decree, upon the issues joined without the intervention of a jury, the Court finds for the plaintiff, generally, and that the allegations of the complaint are true and that an order ought to be made directing the sale of the real Estate, described in the Complaint.

And now said plaintiff files an appraisement of said real Estate, made by William Townsend and W. H. Hiss, two disinterested free Holders residing in Hendricks County and in the neighborhood of said Real Estate, which said appraisement is as follows:- (Here Insert)

And now said plaintiff files his bond in the sum of $26000.00 with John H. Mills, Aaron H. Mills, Amos H. Mills

and Charles L. Mills as his sureties, which bond is approved by the Court and is as follows: (Here Insert).

It is therefore ordered and decreed by the Court that the following described real Estate, in Hendricks County and State of Indiana, to-wit: The East half of the South East quarter of Section Twenty One (21), The South West quarter of the North West quarter and Eight (8) Acres off of the West side of the South East quarter of the North West quarter of Section Twenty Two (22), the East half of the South West quarter and the South West quarter of the South West quarter of Section Sixteen (16) and the South East quarter of the South East quarter of Section Seventeen (17) - All in Township Fourteen (14) North and Range One (1) East be sold by said plaintiff at private sale for cash, to the highest and best bidder.

Said plaintiff shall give notice of the time and place of said sale by publication for three successive weekly publications in a Newspaper of general circulation printed and published in Hendricks County, the last of which publications shall be at least one day before the day of sale and by posting not less than five printed Notices of the time, place and Terms of said Sale, Three of which shall be in the Township where said Real Estate is situated, and all of which shall be posted Seven days before the date fixed for said sale.

If said real estate is not sold on the date fixed, said sale shall continue from day to day until said real estate is sold, and said notices shall so State.

Said real Estate shall

be sold discharged from the liens of the mortgages thereon.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cox
Judge.

Wednesday, May 9, 1900 and 3rd day of May Term 1900.

Wednesday morning May 9, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Agnes Pickett
to
Ex. Joseph Hoggett, Deceased / No. 1603.

Come now the parties by their respective counsel and the Claimant and the Administrator move the Court by written motion to strike out petition and Affidavits filed by Benjamin Hockett et al, which motion reads as follows: (Here Insert).

And the Court being fuely advised in the premises, overrules said motion, to which ruling of the Court said parties at the time Except.

Julius Pickett
to
Ex. Joseph Hoggett, Deceased / No. 1604.

Come now the parties by their respective counsel and the Claimant and the administrator move the Court by written motion to strike out petition and affidavits filed by Benjamin Hockett et al, which motion reads as follows: (Here Insert).

And the Court being fuely advised in the premises, overrules said motion, to which ruling of the Court said parties at the time Except.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge

Thurrday, May. 10, 1900 and 4th day of May Term 1900.

Thursday morning May 10, 1900.
Court met Pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of John Parmer, Deceased / Appointment of Administrator.

Comes now William W. Parmer and presents and files his petition for letters of Administration upon the personal property of John Parmer, deceased, which said petition reads as follows: (Here Insert).

And the Court having Examined said petition and being fuely advised in the premises, and finding said William W. Parmer to be a proper person to be intrusted with said administration does now appoint him administrator upon the filing of bond in the penal Sum of Twelve Hundred Dollars, with William P. Hedley, Oliver H. Wells and Alfred W. Parmer as sureties upon said bond, which bond and the sureties thereon are now duly approved by the court, and read as follows: (Here Insert)

Whereupon letters of administration are duly issued to said William W. Parmer, and read as follows; (Here Insert).

And further proceedings herein are continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Friday morning May 11, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J Cofer, Judge.

The State of Indiana /
On the Relation of /
Martin Dugan / Trial and Appointment of
In / Guardian.
Michael Cassidy /

comes now the petitioner in person and by Counsel, and comes also John McCormick, Prosecutor, and it appearing to the satisfaction of the court from the Summons and Sheriff's Return thereon, which summons and return read as follows: (Here Insert), that the defendant had been duly notified of the pendency of this action for more than ten days before the first day of the present term of this Court.

And said defendant failing to appear and answer is now three times loudly called in open court, but comes not, and herein wholly makes default.

And now the Clerk of this Court files answer in the words and figures following, to-wit: (Here Insert)

Whereupon this cause is submitted to the Court for trial.

And the Court having heard the evidence and being sufficiently advised in the premises, finds that the allegations of petitioner's petition are true, that the defendant, Michael Cassidy, is a resident of Hendricks County, Indiana, and that he is an habitual drunkard and incapable of managing his own business.

And the Court now declares the said Michael Cassidy to be a person wholly incapable of managing his own affairs, and appoint Martin Dugan Jr., Guardian

of the person and property of the said Michael Cassidy, who now appears and files his bond herein in the sum of with as sureties thereon, which bond is now approved by the court, and said Martin Dugan Jr. take the oath required by law as such Guardian, and the clerk of this court is directed to issue to him Letters of Guardianship of said Michael Cassidy, which is now done and read as follows: (Here Insert)

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Saturday morning May 12, 1900,
Court met Pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of Henry Sanders, Deceased / Final Report;

Comes now W. E. Sanders, administrator of the Estate of Henry Sanders, deceased, by Hogate & Clark, his attorneys, and shows to the court and files the affidavit of Julian D. Hogate, Publisher of the Hendricks County Republican, a weekly newspaper of general circulation, printed and published in the County of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 29th day of March, 1900, and the last on the 5th day of April, 1900, said affidavit reads as follows: (Here Insert).

And he also files the affidavit of James L. Clark, from which it appears that a like notice was posted at the court house door in Hendricks County on the 27th day of March 1900, said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard; and after examining said report and being fully advised in the premises, the court doth say and finds that said report was filed in the office of the Clerk of this Court on the 27th day of March 1900, and by an indorsement, in writing on the back thereof, was set for hearing on the 7th day of May 1900;

The Court also finds said administrator chargeable with the sum

of $1051.42, and that he is entitled to Credits on his Vouchers filed in the same sum; the court finds said report correct and the same ought to be approved.

It is therefore ordered, adjudged and Decreed by the court that said final report be and the same is hereby in all things approved and confirmed. Said Estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the court.

And Court adjourned until 9 o'clock A.M. Monday.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Monday, May 14, 1900 and 7th day of May Term 1900.

Monday morning May 14, 1900.
Court met pursuant to adjournment.
Present: Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of
Squire M. Stephenson, Deceased / Under $500 cc

And now it appearing to the court from the appraisement of the property of the Estate of said Decedent, heretofore made by Warren Hardwick and J. F. Hays, that the value of such Estate does not exceed in value $500.00 and no opposition now being made to this proceeding;

It is therefore adjudged and decreed by the court that all the title and interest of said decedent in said Estate at his death as set forth in said Inventory and Appraisement, be and the same is hereby vested in the said Mattie Stephenson, widow of said decedent, as fully as if the same were her own separate property.

And by this judgment and decree the same is now hereby made her own separate property.

And the Court further finds, that no letters of administration should issue on said Estate.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Tuesday, May 15, 1900 and 8th day of May Term 1900.

Tuesday morning May 15, 1900.
Court met pursuant to adjournment.
Present: Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of
Martha J. Sytle, Deceased /

Comes now Samuel R. Stewart, administrator of the estate of Martha J. Sytle, deceased, by Otis E. Gulley, his attorney, and shows to the Court and files an affidavit of Bert Pace, Editor of the North Salem Herald, a public weekly newspaper of general circulation printed and published in the County of Hendricks from which affidavit it appears that a notice of the filing of a final settlement Report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 30th day of March 1900, and the last on the 6th day of April 1900. Said affidavit reads as follows: (Here Insert).

And he also files the affidavit of Otis E. Gulley from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 28th day of March 1900. Said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 28th day of March 1900, and by an endorsement in writing on the back thereof was set for hearing on the 21st day of April 1900. The Court also finds said administrator chargeable with the sum of $818.12, and that he is entitled to credits on his vouchers filed in

Tuesday, May 15, 1900 and 8th day of May Term 1900.

the same sum. The court finds said report correct and the same ought to be approved.

The court also finds that said Administrator has paid into the hands of the Clerk of this Court the sum of $46.92 for distribution among the following named minor heirs viz: Harry Davis, Everett E. Davis, William T. Davis and Schuyler C. Davis - all minor heirs of a sister.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

And now the Clerk of this Court is hereby ordered to pay the money in his hands to the parties lawfully entitled to receive the same.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. To-morrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Rec'd, 4/9-1903 of Morgan Clerk $23.46 the amount herein due Stebbins & Everett & Davis's. (See order to pay on file in O.B. 25 p. 247)
N. C. Cofer Master
O. F. Stebbins

Rec'd, 4/16, 1901, of Morgan Clerk $11.73 my distributive share in the Estate of Matilda Lyle.
Nov. 23, 1901. Rec'd of Morgan Clerk $11.73 my distribution share in the Estate of Matilda Lyle.
Witness Mary Davis
Witness Mary Davis
Witness Mary Davis

Wednesday, May 16, 1900 and 9th day of May Term 1900.

Wednesday morning May 16, 1900.
Court met pursuant to adjournment.
Present, Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Josie and Nora Kelsey, minor heirs of Peter Kelsey, Deceased / Account Current.

Comes now Oliver N. West, guardian of Josie and Nora Kelsey, and as such guardian presents and files his report, wherein he shows that he is chargeable with the sum of $125.12 and entitled to credits on his vouchers in the sum of $8.00. He further shows that his ward, Nora Kelsey, is now married to a man of full age and that he has made full settlement with her in the sum of $60.06 as shown by voucher on file - leaving a balance due Josie Kelsey in the sum of $60.06.

He now asks that this report be approved and that he be discharged as to his ward Nora Kelsey and that his trust herein be continued as to Josie Kelsey.

And the Court having examined said report finds the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed, said guardian is discharged from his bond and trust as to the said Nora Kelsey but said trust is now continued as to the said Josie Kelsey.

And Court adjourned until 9 o'clock A.M. To-morrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Thursday morning May 17, 1900
Court met pursuant to adjournment.
Present Honorable Thomas J Cofer, Judge.

In the Matter of the Estate
of Allen Job, Deceased / Final Report.

Comes now Charles E Edwards, administrator of the estate of Allen Job, deceased, by Hogatt & Clark, his attorneys, and shows to the Court and files an affidavit of Julius D. Hogatt, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 29th day of March 1900, and the last on the 5th day of April 1900, said affidavit reads as follows: (Here Insert)

And he also files the affidavit of James L. Clark, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 27th day of March, 1900. Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the clerk of this Court on the 27th day of March 1900, and by an endorsement in writing on the back thereof was set for hearing on the 7th day of May 1900.

The court also finds said administrator chargeable with the

sum of $4042.46, and that he is entitled to credits on his vouchers filed in the sum of $4042.46.

The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the court.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Friday, May 18, 1900 and 11th day of May Term 1900.

Friday morning May 18, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship
of Arda Johnson, Minor Heir of
Sarah Ann Johnson, Deceased / Final Report.

Comes now John H. Maccoun, guardian of Arda Johnson, minor heir of Sarah Ann Johnson, deceased, by R. F. Hockwell, his attorney, and as such guardian presents and files a final report of his doing, wherein he shows that he is chargeable with the sum of $2847.42 and entitled to credits on his vouchers filed herein in the same sum.

He also shows that his ward is now living on, and conducting, a farm purchased with said wards money and that there is no further necessity for a continuance of this guardianship; wherefore he asks that this report be approved and that he be discharged from his bond and trust.

And the Court, having Examined said Report, finds the same in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the court that said Report be and the same is in all things approved and confirmed and said guardian be and he is fully and finally discharged from his bond and trust herein.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open court

Thomas J. Cofer
Judge.

Saturday, May 19, 1900 and 12th day of May Term 1900.

Saturday morning May 19, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of Thomas J. Reed, Deceased / Order to Compromise.

Comes now Charles R. Reed, administrator of the Estate of Thomas J. Reed, deceased, and files his petition to accept a compromise on a certain mortgage therein named, which petition reads as follows:

"Your petitioner, Charles R. Reed, administrator of the Estate of Thomas J. Reed, deceased, late of said County, would show to said Court that said Estate holds a second mortgage given by Willis W. Schenck and wife to the said Thomas J. Reed; that said mortgage is intended to secure the payment of a promissory note executed by Willis W. Schenck for Three Hundred and Forty Three Dollars— Said Note dated 3/20, 1898; due in one year from date with 8% interest from date; that there is another prior mortgage given on the real Estate covered in said Second mortgage Viz: The N½ of the NE¼ of the NE¼ Sec 32 Tp 18. N. R. 1 E. - Boone County, Indiana, 14 57/100 acres more or less.

That said first mortgage calls for the sum of Five Hundred Dollars; that said assessed value of said real Estate including improvements is only Five Hundred Dollars; That during the life of the said Thomas J. Reed, he offered to compromise said Second Mortgage off for the sum of Two Hundred and Fifty Dollars.

Believing that it would be to the best interest of said Estate to accept a compromise on said Second mortgage - Thereby receiving not less than

Saturday, May 19, 1900 and 12th day of May Term 1900

Two Hundred and Fifty Dollars in payment, of same.

Said Charles R. Reed as administrator would ask of said Court the privilege to effect said Compromise.

Charles R. Reed, Admr.

Subscribed and sworn to before me this 19th day of May 1900.

George A. Johnson, Seal
Notary Public

(My Com. Expires 3/4, 1901)

And the Court, having examined said petition finds that said request, for the best interests of the Estate, ought to be granted and the administrator ordered to carry out said compromise as therein praged.

It is therefore considered and adjudged by the Court that said Administrator be and he is hereby authorized to Compromise said Second Mortgage as praged for in said petition and make report of his doings in the premises to this Court.

Agnes Pickett
vs
Est Joseph Hoggatt, Deceased

No. 1603.

Come the parties herein, the plaintiff in person and by counsel, and the defendant by counsel, and this cause is submitted to the Court for trial, finding and judgment without the intervention of a jury.

And the court hears a part of the evidence in said cause, and the same is continued for further evidence.

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

Thomas J. Cofer
Judge.

Monday, May 21, 1900 and 13th day of May Term 1900.

Monday morning May 21, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

The State of Indiana.
In the Appellate Court, May Term 1899.

On the 30th day of June 1899, being the 35th judicial day of said May Term, 1899.
In the case of

X Florence R. Bray
In
Thomas J. Miles, Exr
et al

} Appeal from the Hendricks Circuit Court.

Come the parties by their Attorneys, and the Court beg sufficiently advised in the premises gave the following opinion and judgment pronounced by Comstock, C.J.

Dissenting Opinion, Wiley, J.
Petition for a rehearing overruled.
Opinion Per curiam
Dissenting Opinion, Wiley, C. J.

The questions submitted to the court in this case involve the construction of the statute of this State, concerning the adoption of heirs, and the application of that statute to the will of John Miles, who died testate, at Hendricks County, Indiana, June 23, 1876, and whose will was duly probated in that County. X Case follows opinion of Appellate Ct.

In order to present the question, we quote three items from the will, a copy of which is set out in the record.

Item 2. I will, give and bequeath to my two sons, Thomas J. Miles and John A. Miles, in trust, all my personal Estate, including money on hand and due me from every source, the same to be safely and

prudently used and invested so as to yield an income, and from said personal estate and the income therefrom I desire and direct that my wife, Elizabeth Miles, and my two invalid daughters, Towit: Emily Miles and Jane Miles, shall be provided with a comfortable maintenance and support in sickness and in health, and a comfortable and suitable home so long as they or any of them shall live, and in the event that for any cause my sons above named fail to execute this Clause of my will, I direct that the Hendricks Circuit Court shall appoint some Competent and suitable person who shall fully execute this trust and shall give bond for the faithful performance of his duties in relation thereto. In the performance of the duties imposed by this provision of my will, I hereby authorize my said sons, Thomas J. Miles and John Miles, or whomsoever may act in their stead as aforesaid, to dispose of my saleable personal property at such time and in such manner as will in their judgment best subserve the purpose hereinbefore specified, but such executors shall make a complete inventory of said personal estate as required by law to be filed with the Clerk of the Hendricks Circuit Court, and shall report to said court at least once in every two years a true and complete account of all money received and paid out by them, and said Executors shall be allowed fair and reasonable compensation for their services, to be allowed and approved by said court."

"Item 11. It is my will, and I hereby expressly declare it to be the first object of this will, that my said wife, Elizabeth Miles, and my two invalid daughters

aforesaid, Emily Miles and Jane Miles, shall be fully and comfortably provided and supplied with all the necessaries and ordinary Comforts of life, including a comfortable home, and that my wife shall keep and retain in her possession all such household goods as they may need, and if my personal estate shall not be sufficient to so maintain them so long as they or any of them shall live, then and in such case, they or any of them, shall have and hold a lien upon all of the real estate which is hereby devised to my children."

Item 12. I hereby will and direct that all of the surplus of my estate, after the execution of the several terms and clauses of this will above mentioned, shall be distributed among my several children, Martha, Thomas J., John A. and Samuel W. Miles, so as to make them equal in the distribution thereof, and in the event of the death of any one of the last above named, the share due such as may be deceased shall go to the children of such deceased person, if there be children; and if there be no children, then such share shall go to the survivors."

The testator survived his wife. All of the children named in the clause above quoted, survived the maker of the will, but the two invalid daughters are now dead. The daughter, Martha, who is named in Item 12 of the will, is also dead. The testator's three sons, Thomas J., John A. and Samuel W. are living and have wives and children living. Martha was, when the will was made, and when she died, a married woman, the wife of one Columbus Walker but never bore any children. During the lifetime of John Miles, the maker of the will, she, with the knowledge of the testator, adopted the appellant, the adoption having been

duly and regularly made under and by virtue of the Statutes of this State, concerning the adoption of heirs. The appellant, as such adopted daughter, claims that she is in law the child of and is entitled to the share of her adopted mother, under Item 12 of the will. Martha was born January 14, 1841, became the wife of Columbus Walker named in the will on October 27, 1870, and was his wife at the time of her death December 2, 1871. At the time of the marriage she was twenty-nine years old; she had been married thirteen years when the will was made. Thomas J. Miller, the only one of the executors named in the will who seems to have acted, filed a final report showing the death of the widow and the two invalid daughters, claiming that he had fully acquitted himself of the trust created in their behalf by the will, and that there remained for distribution under Item 12 of the will, $40,663.83, which was represented by notes and bank stock. He further showed the death of his sister Martha; that she had borne no children, but had adopted the appellant, who survived her; that he and his two brothers named in Item 12 of the will with said Martha as residuary legatees, having concluded that their sister's adopted daughter was not her child, and that she was not entitled to share in the distribution of said sum, had agreed upon a division of the same among themselves, which they asked the court to approve and confirm, ignoring the appellant as having no right to share in the distribution.

The appellant filed Exceptions to this report, showing the fact, the time and the manner of her adoption, and asking that she be allowed to share in

the distribution. The court, upon the motion of the Executor, struck out her exceptions. This ruling is assigned as one of the errors. Thereupon the appellant filed her petition for distribution. When the final report of the Executor and the petition for distribution were submitted to the court for hearing, the court was requested by the parties to make a special finding of the facts, and state its conclusions of law thereon, and did so. The appellant excepted to the conclusions of law, which were adverse to her. If the appellant, as the adopted child of Martha Walker, is entitled to take the share of her adoptive mother, the action of the trial court was erroneous and the case should be reversed.

Appellant claims that by virtue of her adoption, and in law, and in everything which concerns her property rights, she is the child of Martha Walker. That Martha Walker being dead when the time came for the distribution of the surplus under Item 12 of the will, the appellant as such child, was entitled to the distributive share which would (have) gone to her adoptive mother if she were then living.

The will designates a class, Children, as beneficiaries. The question presented therefore is whether under the statute appellant is a child of Martha, the daughter of the testator, can she be identified as a beneficiary named in the will? It is conceded that she can not take by inheritance from the decedent.

Adoption has been defined to be "the act by which a person assumes as his heir the child of another." Abney v. DeSoach, 84 Ala. 393. The object of adoption is to place as nearly as possible the child

adopted in the place of a natural one; to give it the position in the family as the child both of the husband and wife, conferring on it rights and privileges of a child. Among other consequences, the effect of adoption is to cast succession upon the adopted in case of the intestacy of the adopting father. Adoption was unknown to the Common law. It was regulated by law in Greece and Rome. In Rome the system was in vogue before the time of Justinian. He reduced the system, which prior to his time was incumbered with formal ceremonies, to a code which simplified the proceeding and from which modern legislation upon the subject has derived its chief features, adapting them to our wants. It was introduced as a part of the civil law in this country from France and Spain respectively to Louisiana and Texas. For the reason that it is purely statutory and in derogation of the common law, it has frequently been said that it is to be strictly construed. This expression occurs in the reported cases in which the jurisdiction of the officer or tribunal or the regularity of the proceedings of adoption have been called in question. The Statute is not to be so strictly construed as to defeat its purposes. Section 838 Burns R. S. 1894-Jones R. S. 1877 reads: "After the adoption of such child, such adopted father or mother shall occupy the same position toward such child that he or she would if the natural father or mother, and be liable for its maintenance, education and every other way respect as a natural father or mother." The name of the child is changed; its identity is lost in that of the adopting parents; it becomes in all but blood their child.

In Martin vs. Aetna L. Ins. Co. 73 Me. 37, it was held that an adopted child falls within the terms "children" when there is no other person that answers that description.

In 5 Am. & Eng. Ency. of L. J. 1098, it is stated that the words "child" or "children" usually include an adopted child, citing Powers vs. Hafley, 85 Ky. 676; Stanley vs. Chandler, 53 Vt. 624; Keegan vs. Geraghty, 101 Ill. 40.

In Clifton vs. Goodbine, L. R. 6 Eq. 278, the word "children" in the will of a bachelor was held to mean illegitimate children, as he could have no other.

In Vidal vs. Commagere, 13 La. Ann. 516, the court held under a statute which allowed a married couple to adopt an orphan child, that when adopted, the child became to all intents and purposes the child of the adopting couple. The Court said: "We conclude, therefore, that, as by the common acceptance of the word 'adoption,' the relationship of parent and child, with all the consequences of that relationship, is understood, as such was the legal meaning of the word under the former laws of Louisiana, and as such its acceptations among civilians and those conversant with the sources of our laws, we cannot say that the legislature used the word in a more restrained sense; in a sense not understood in common parlance, not given in any dictionary, and not known in any system of laws. As by the former laws of Louisiana, the person adopted bore the relation of child to the person adopting, and inherited his Estate, so we think the legislature, by the solemn Expression of its will, intended to confer the same rights upon the plaintiff to the Estate of those who were authorized to adopt him."

In Estate of Wardell, 57 Cal. 484, in construing the word "children" in the statute of descent, the Court says: "It must relate to status not to origin; to the capacity to inherit; its meaning includes all children upon whom has been conferred by law the capacity of inheritance." In this case, a woman's will was set aside because it made no provision for an illegitimate daughter, the statute providing that "When any testator omits to provide in his will for any of his children, or for the issue of any deceased child, unless it appears that such omission was intended, such child or the issue of such child shall have the same share in an estate of the testator as if he had died intestate."

In Power v. Hafley, supra, the court, in discussing numerous cases upon the subject of adoption, said; "When the statute authorizes a full and complete adoption, the child adopted thereunder acquires all the legal rights and capacities, including that of inheritance, of a natural child, and is under the same duties."

The Supreme Court of this state has construed the statute in the following and other cases:

Barnes et al v. Allen, et al 25 Ind. 222; Markover v. Krauss, 132 Ind. 294; Humphries v. Davis, 100 Ind. 274; Krug v. Davis, 87 Ind. 590; Davis v. Krug, 95 Ind. 100; Humphries v. Davis, 100 Ind. 369; Paul v. Davis 100 Ind. 422; Isenhour v. Isenhour, 52 Ind. 328; Keith et al v. Ault, et al, 144 Ind. 626; Patterson et al v. Browning, 146 Ind. 160.

In Markover v. Krauss, supra, the court said: "He who is either adopted or arrogated is assimilated in many points to a son born in lawful matrimony." .... "Adoptive children, so long as they are held in adoption, are in the position of children born to us." ... "The adopted child, while held in the bonds of adoption, was still in the position of a natural child or a child born to the adopting father. Not, as is said in Humphries v. Davis, supra, that the law contemplated to do the work of nature and create a child of one's blood out of a stranger, but, that the law could and did make the legal status of one in every respect that of the other. Thus, the son of the adopted son was by the law made the grandson of the adopting father, with all the legal rights incident to that relation."

After quoting from Vidal v. Commagere, supra, the court says: "Viewing this statute in the light of the civil law, it seems clear to us that the legislative intention was to give to adopted children the same relation to adopted parents that was given them by the civil law; that, in so far as property rights are concerned, it was the intention to give to them the same rights as if they were their natural children, or children of their blood; and, when the adoption is joint, that they should, as to all property rights, be, in the eye of the law, children of the adoptive father by the adoptive mother." The court in the same case declined to consider a construction of the statute which would favor natural as against adopted children in the following language: "If, however, they are all adopted children, under the construction contended for by the appellant, the widow will take one third in fee, thus excluding them from all participation in that portion of the estate. The effect of such a construction would be to discriminate in favor of natural and against adopted children, and, in the face of the plain, unequivocal language of the statute, and of

the established rules of the civil law, to deny to adopted children the equal rights said to be theirs by virtue of their adoption."

In Barnes v. Allen et al, Supra, the court said: "Under Section 3 of the act regulating the adoption of heirs supra, they were the heirs of the adopting father in the degree of "Children".

In Krug v. Davis, Supra, the court said: "The obvious purpose of the statute before us was to authorize the incorporation of the children of other persons into families desirous of assuming control over them, and in that way to sanction the formation of a new and artificial family relations between persons not necessarily of the same blood.

It evidently contemplates that persons desirous of adopting children under it shall be of suitable age to enter parental relations, but as to such persons it applies or were to those who are married as to those who are unmarried. It would be inconsistent with the general scope and purpose of this statute to permit two or more persons representing different families to jointly or concurrently adopt the same child, but that objection, in our estimation, does not apply to joint proceedings by husband and wife for the adoption of a child. On the contrary, the better and more reasonable construction appears to us to be that a wife may unite with her husband in such a proceeding as, from the very nature of things, the interests of the entire family are necessarily involved in the object sought to be accomplished by it. There is not only no inconsistency, but a manifest propriety, in the wife thus uniting with her husband, as, by doing so, the adopted child is made to assume, in a general sense, the same position in the family which it would

occupy if it were the natural child of both, born in lawful wedlock" ...

It is clear to us that the leading and controlling purpose of the framers of the statute under examination was to place the adopted child as nearly as possible in the place of a natural one; to give it a position in the family as the child both of the husband and wife. In a matter which so nearly concerns the interests of the wife and so deeply affects the welfare of the child, it is eminently proper that the husband and wife should unite in making the child their own." ...

The purpose which the statute we are examining was intended to accomplish was to enable parents to adopt as their own the children of others, and to secure for the adopted child the parental affection of both a father and a mother. As the adopted child of both the husband and wife, it would stand much more nearly in the place of a natural child than if it was made the child of only one of them by adoption, and this was where the Legislature meant to stand," ...

"The effect of our decision is to place a child adopted by a husband and wife jointly in substantially the same position as that of a natural child, and when the child takes this place, there are long settled rules which will determine and control the rights of all the interested parties, and there is then neither confusion nor uncertainty."

In Humphries v. Davis, Supra, the court said: "If, as the civil law so fully provided, a child of the adoptive son stood in the relation of grand child to the adoptive father, then the son himself must stand as the child of that father"

From the case of Paul et al vs. Davis, supra, we quote the following: "The adoptive child does become the stirps or stock of inheritance, but to whom does it sustain this relation as to property acquired by inheritance from the adoptive parents? Doubtless, this relation exists between such a child and its children; they are of the original stock of descent, for they bear the relation of grandchildren to the adoptive parents. The legal relation does not end with the death of the adoptive child, and so the line of descent goes back, in default of wife or children, to the source from which the property came".

In the earlier case of Barnes vs. Allen, 25 Ind. 222, it is clearly implied that the relation between the adoptive parent and the adoptive child is that of parent and child, with the reciprocal rights of inheritance."

The case of Markover vs. Krauss, supra, has been cited and approved in Keith et al vs. Ault, et al, supra, and in Patterson et al vs. Browning et al. In the former, at page 628, the Court says: "It is not questioned that by the statute for the adoption of heirs, already cited, the appellant was entitled to receive all the rights and interest in the estate of her adoptive father that she would have received if she had been his natural child. As a matter of fact, her rights as the child of James K. Lemon were duely recognized in the partition of his real estate, a child's full part being set off to her, subject, as in the case of other children, to the payment of her father's debts."

"No doubt, if Georgiana had been adopted by both Mr and Mrs. Lemon she would have inherited from Mrs. Lemmon as any other child from its parents."

In Patterson vs Browning, supra, there was a controversy between natural children and an adopted child. James L. Inwood adopted one Bessie Miffel as his child, her name being changed at the time to Bessie Inwood. At the time of the adoption, he had four natural children. He died seized in fee simple of certain real estate, leaving as his heirs the four natural children, the adopted child and a childless second wife. The wife took under the Statute the One-third of his real estate. She afterwards married one Browning, who adopted the said Bessie Inwood, and her name was changed to Bessie Browning. The widow died, and the natural children of Inwood claimed the One-third of their father's estate, which the widow had taken descended to them to the exclusion of the adopted daughter. The Court said: "Upon this state of facts the appellants claim that the real Estate in controversy descended to them as the forced heirs of said widow to the exclusion of all others, and especially to the exclusion of the appellee." The court reached the conclusion that the adopted child was entitled to inherit as a natural child.

Counsel for appellee insist that while the statute of this State fixes the status of the adoptive parent and the adopted child to be that of parent and child under adjudicated cases of our Courts, that it by no means follows that they occupy the same relation to each other as to descent of property as a natural parent and child. The following distinctions are pointed out in the Status of the adopted and natural child. The parent of a natural child who dies without issue in this State inherits the property of such child regardless of the source from which it was acquired. The adoptive parent only inherits such property as has come

to the adopted child through the adopting parent, while all other property of such adopted child is inherited by his natural kinsmen.

Humphries vs. Davis, Supra; Davis vs. Fogle, et al, 124 Ind. 41. Where a natural child is born after the Execution of a will without provision being made in the will for such child, such fact revokes the will; while the adoption of a child after the Execution of a will making no provision for such child does not have that effect. An adopted child inherits from its natural parents, but not from the relatives of the adopting parent. Citing, Davis vs. Fogle, supra; Humphries vs. Davis, supra. Appellants' learned counsel cite Keegan vs. Geraghty, 101 Ill. 26; Miller vs. Rappley, 163 Ill. 22; Re Jessup's Estate, 81 Cal. 408, in support of the proposition that an heir is a creature of the law, and so far as the adopted child is concerned, a creation of statutory law, and we recognize the correctness of the position. Appellee cites numerous authorities holding that the adopted child does not become the child in fact of the parents making the adoption, and that the statutes upon this subject have generally attempted to fix only the status of the adopted child as to his rights to inherit by descent from them, and that the general rule is that an adopted child can not take by descent from the ancestors of the adopting parents. The following are the cases cited to sustain appellees' claim: 24" American Ency. of L. 424; Meader vs. Archer, 65 N. H. 214; Sunderland's Estate, 60 Ia. 732; Keegan vs. Geraghty, Supra; Davis vs. Fogle, et al, Supra; Wyeth vs. Stone, 144 Mass. 441; 11th N. E. 729; Barnhizer vs. Ferrell, 47 Ind. 335; Russell vs. Russell, 84 Ala 48; Schafer vs. Enne, 54 Pa. St. 304; Barnes vs. Admr. Allen, et al, 25 Ind. 222. But, as contended

by appellant, and as we conceive the question to be, the property rights of children as an abstract proposition are not involved in this appeal. The question is one of the identification of a legatee. By the terms of the will, as have seen, in the event of the death of any of the four children named in item 12, the shares of those deceased shall go to their children, "if there be children, and if there be no children, then such share shall go to the survivors." When the will became operative, Martha was dead, leaving appellant, an adopted child, surviving her. Her rights of inheritance are not material because she is claiming nothing as an inheritance. Her claim is based solely on the will and the statute which makes her as the adopted child of Martha, a legatee, because she is, under the law, the child of Martha, and irrespective of any right of inheritance, a legatee. Had Martha left a natural and an adopted child, we think there could be no question but that both would have taken equally as legatees. In such case appellant would have taken only by virtue of the status given her by the adoption. She is none the less the child because Martha left no child of her body. The testator could have named his legatees "children of her body," "children born to her," "children of her blood," or "to her issue" or to the "heirs of her body," or by the use of "apt words" could have excluded the adopted child.

The cause of Davis vs. Fogle, supra, cited be appellee, involved the construction of Section 2730 Burns' R. S. 1894, providing that "If after the making of a will, the testator shall have born to him legitimate issue who shall survive him, the will will be deemed revoked."

The court decided that an adopted child was not a child born to the parent adopting it. The will in question

did not provide that in case of the death of any of the children named, the share of the deceased should go to his "legitimate issue" provided he had legitimate issue born to him who should survive him. Appellees strongly rely upon the case of the N.Y. Life Ins. Co. vs. Viele, et al, 22 Abb. Dec. Sup. Ct. 80.

The facts in that case showed that the testatrix, Mary Griffin, removed from America to Saxony, in the year 1854. She executed a will August 6th, 1878, in which, after making several specified bequests in the first clause of the will, by the second clause the testatrix gave all the residue of her estate to her Executors in trust, and by the third clause the Executors were directed to invest one third part of the residuary estate and to apply the net income derived therefrom to the use of her daughter, Emily S. Sengnick, during her life time, and upon her decease, the testatrix directed "That the principal of such shares be paid over or transferred by my Executors to her then "living lawful issue" if any, and if she leave her surviving no such issue, I direct that the same shall then be added in equal parts or proportions to the principal of the several shares of my residuary estate, hereinafter directed to be held in trust for my ten grand-children, hereinafter named."

The testatrix died at Dresden, Saxony, March 9th, 1888, where she had resided for many years. Her daughter Emily was married to Major Sengnick, a citizen of Saxony. Mrs. Sengnick had had two children, both of whom died in 1872. She continued to reside at Dresden until her death in 1893, having had no children except the two who had died in 1872. At the time of the making of the will, Mrs. Sengnick was about forty years old and living with her husband at Dresden,

but was in poor health. In the year 1873, one year after the death of her two natural children, and about five years before the execution of the will in question, Mrs. Sengnick and her husband adopted, under the laws of the Kingdom of Saxony, a niece of the husband, Alga Felicate Sengnick, who it is conceded was legally adopted under the provision of the Saxony law, and without any limitation in the contract of adoption against her right to inherit. And she insisted as the adopted daughter of Mrs. Sengnick she was the "lawful issue" of Mrs. Sengnick, and as such was entitled to the trust estate that was created by the third clause of the will.

The court held that it was clear that the testatrix did not intend that this share of her estate given to her daughter Emily for life should upon her death, go to this child. The case is not in point.

The adopted child could not take under the will in question because the beneficiary was described as "the living lawful issue," a description which could not apply to an adopted child. The bequest over was to the living lawful issue of the primary legatee, Emily Sengnick, who died leaving no child except an adopted daughter. The adopted child was not the issue of the primary legatee, nor was issue synonymous with children. One's issue is necessarily One's child, but a child in law is not necessarily One's issue. The legal status of parent and child may exist between those not of the same blood; a status created by statute.

Thus in Patterson vs. Browning, supra, the court says, in effect, that when the legislature uses the word children without qualification, that the word is broad enough in its significance to include adopted with

natural children. It does no violence to the rules of construction to place the same construction upon the word when it occurs in last wills.

Counsel for appellee refer to the well settled rule that in every case in which a will is to be construed, the chief object is to ascertain from the language used in the will itself, considering the circumstances surrounding the testator and the objects of his bounty at the time of making the will, the intention and design of the testator. Appellee contend that there is nothing in the will itself, or the circumstances surrounding the testator at the time it was made, that tends in the remotest degree to indicate an intention upon the part of the testator that appellant should participate in the bequest in question. An Examination of the will, together with the circumstances surrounding the testator at the time the will was made, as shown by the finding of the Court, reveals the fact that John Miller, during his life time, had accumulated a large estate; that he had kept the whole of it in his own right and under his own control until his death; that he pledged every dollar of his large estate for the comfortable maintenance and support of his wife and two invalid daughters. That he had three sons and but one daughter, Martha, besides those that were invalids. That he gave all of his property, after making provision for his wife and invalid daughter, to these three sons and his daughter Martha. That his said daughter Martha, at the time of making the will, was more than forty-two years of age, and had been married nearly thirteen years; that she had never had any children born to her; that the land he gave to his three sons he gave them in fee simple. That he gave an equal amount to his daughter,

Martha during the life of herself and husband, which after death of both of them was given to his heirs at law. That they were not to sell the timber off of said land. It is claimed that these facts show that John Miller, at the time the will was made, believed his daughter would die without issue; because, believing thus he provided that the real estate given his daughter Martha, at her death and the death of her husband should go to his other heirs; that there was a fixed purpose in his mind to keep his property in the line of his own blood.

It must be further remembered that the meaning of a last will is to be ascertained first from its language, when free from ambiguity. The testator knew of the adoption of the appellant nearly 18 months prior to his death. It is the theory of appellee that he believed that no children would be born to Martha. Had he designed to exclude her from the participation in his Estate, the time and opportunity were ample to have made that purpose known. The will bears evidence of the skill and learning possessed by the attorney drafting it, inconsistent with the theory that apt words were omitted from lack of either. The testator died with the knowledge that appellant in law, though not in fact, was the child of Martha, and that a portion of the residium of his Estate would go to the children of Martha upon her death. He must be presumed in using the word "children" with no other designation to have so used that word in view of the statute and its interpretation by the Supreme Court. Johnson's Appeal, 88 Pa. St. 346. Rowan's Est. 132 Pa. St. 299. It must be presumed that he knew a child adopted under the statute was described as the child of the adopting parent, and that the Supreme Court in

interpreting the statute had declared that an adopted child was the child of the adopting parent and that the Supreme Court in interpreting the statute had declared that an adopted child was the child of the adopting parent. Under the statute and the decision appellant answers the description of and is identified as a beneficiary under the will. The Court erred in its Conclusions of law. The judgment is reversed with instructions to restate the Conclusions and render judgment in accordance with this opinion.

And afterwards, towit: On the 29th day of November, 1899, the Court being fully advised, overruled the petition for a rehearing heretofore filed herein by appellee, with an opinion Per Curiam, and a dissenting opinion by Wiley, C.J., as follows, towit:

Opinion Per Curiam:

The learned and forceful brief in support of the petition for a rehearing would seem to exhaust the authorities and reasons to be adduced in support of Appellee's view of this cause. While additional citations are given and instructive Comment made upon the numerous authorities referred to, it is proper to say that the Court by oral argument and able briefs had had urged upon its consideration the reasons for affirming the Judgment of the lower Court presented in support of the petition for a rehearing. For this reason we do not deem necessary, however interesting it may be, to Consider in detail the some propositions so ably rediscussed. Let it suffice to say that after a review of the authorities and a careful consideration of the reasons set out in the petition, and the briefs in support thereof, we are of the opinion that the decision should stand.

Petition Overruled.

It is therefore considered by the Court that the judgment of the court below in the above entitled Cause, be in all things Reversed, at the cost of the Appellee, all of which is ordered to be certified to said Court.

And it is further considered by the Court, that the Appellant recover of the Appellee the sum of $64.20 for her costs and Charges in this behalf expended.

The State of Indiana,
Appellate Court }

I, Robert A. Brown, Clerk of the Supreme Court, and ex officio Clerk of the Appellate Court of the State of Indiana, Certify the above and foregoing to be a true and complete Copy of the opinion and judgment of said Appellate Court in the above entitled Cause.

In witness whereof, I hereto set my hand and affix the Seal of said Appellate Court, at the City of Indianapolis, this 29th day of November 1899.

(Seal) R.A. Brown, C.A.C.

Agnes Pickett
vs. } No. 1603.
Est. Joseph Hoggatt, Deceased }

Come again the parties and the Court hear the remainder of the evidence and the arguments of Counsel, and now this cause is continued for finding and judgment.

Julius Pickett
vs. } No. 1604.
Est Joseph Hoggatt, Deceased }

Come the parties herein, the plaintiff in person and by Counsel and defendant by Counsel and this cause coming on for trial, is submitted to the Court for

Monday, May 21, 1900 and 13th day of May Term 1900.

Trial, finding and judgment without the intervention of a jury.

And the Court, having heard the evidence and the arguments of Counsel now continues this cause for finding and judgment.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Tuesday, May 22, 1900 and 14th day of May Term 1900.

Tuesday morning May 22, 1900.
Court met pursuant to adjournment.
Present, Honorable Thomas J. Cofer Judge.

In the Matter of the Guardianship of Porter and Helen Weaver minor heirs of Mary J. Brumfield, Deceased } Account Current;

Comes now Ellis H. Weaver Guardian of Porter and Helen Weaver minor heirs of Mary J. Brumfield, Deceased and presents and files his report as such guardian, wherein he shows that he is chargeable with the sum of $136.13; and that he is entitled to credits on his vouchers filed herein in the sum of $69.98, leaving a balance in his hands in the sum of $66.15; also that his ward Porter Weaver has reached the full age of Twenty-One Years and that he has made full settlement with him as shown by Voucher No. 4.

He asks that this report be approved and his trust, as to Helen Weaver, be continued: And the Court, having examined said report, finds the same in all things correct and that it ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed- Said guardian is now fully and finally discharged from his bond and trust as to his ward Porter Weaver but the trust herein is continued as to his ward Helen Weaver.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday morning May 23, 1900.
Court met pursuant to adjournment.
Present, Honorable Thomas J. Cofer, Judge.

Agnes Pickett
vs.
Est. Joseph Hoggatt, Deceased

No. 1603. Claim $916.00
G.E.D. 3 f. 187

Agnes Pickett June 23 1900
Files petition & claim for $916.00
as claim against Est. Joseph Hoggatt
Price Attorney

Come again the parties and the Court having fully considered all the evidence adduced now finds for the Claimant herein and that she is entitled to the sum of $916.00 on her said claim herein.

It is therefore considered and adjudged by the Court that the Claimant, Agnes Pickett, recover of and from the Estate of Joseph Hoggatt, Deceased the sum of Nine Hundred and Sixteen as her Claim against said Estate.

Julius Pickett
vs.
Est. Joseph Hoggatt, Deceased

No. 1604. - Claim $1000.00
G.E.D. 3 f. 187

Julius Pickett June 23 1900
Files Petition & Claim for $1000.00
His Assignment for $500.00 Each
to Estes Kefauver
Price Attorney

Come again the parties and the Court having fully considered all the evidence adduced now finds for the Claimant herein and that he is entitled to the sum of $1000.00 on his said Claim herein.

It is therefore considered and adjudged by the Court that the Claimant herein, Julius Pickett, recover of and from the Estate of Joseph Hoggatt, Deceased, the sum of One Thousand Dollars as his Claim against said Estate.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Thursday morning May 24, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Velma B. and Raymond O. Vannice, Minor Heirs of Ida M. Vannice, deceased } Account Current.

Comes now W.S. Vannice, guardian of Velma B. and Raymond O. Vannice, minor heirs of Ida M. Vannice, deceased, and presents and files his Account Current wherein he shows that he is chargeable with the sum of $845.99, and entitled to Credits on his Vouchers filed herein in the same sum; he also shows that said wards are the owners of 40 acres of land and that he is looking after the same for them; also that said wards live with, and are supported by the said guardian.

He now asks that this report be approved and the guardianship herein be continued.

And the Court, having examined said report, finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is now in all things approved and confirmed, and said trust be and the same is now hereby continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Friday morning May 25, 1900.
Court met pursuant to adjournment.
Present, Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of William M. Davis, Deceased. } Final Report.

Comes now Samuel P. Perrill, administrator of the Estate of William M. Davis, Deceased, by Brill & Harvey, his attorneys, and shows to the Court and files an affidavit of William A. King, Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the County of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession the first of which notice was published on the 15th day of March 1900, and the last on the 22nd day of March, 1900, Said affidavit reads as follows: (Here Insert).

And he also files the affidavit of George C. Harvey, from which it appears that a like notice was posted at the door of the court house in Hendricks County on the 13th day of March, 1900, Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the Court doth say and find said report was filed in the office of the Clerk of this Court on the 13th day of March, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 7th day of April, 1900. The Court also finds said administrator chargeable with the sum of $864.14 and that he is entitled

to credits on his vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Saturday morning May 26, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship
of Daniel, Leona, Samuel and Minnie
Patterson, minor Heirs of James
Patterson, Deceased } Account Current.

Comes now Agnes Thompson, guardian of above named minors, and as such guardian presents and files his Account Current wherein he shows that he is chargeable with the sum of $840.00 and entitled to Credits on his vouchers filed herein in the sum of $166.86, leaving a balance in his hands in the sum of $673.14. He also asks that this report be approved and his trust herein continued.

And the court having examined said report, finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and confirmed and that said trust be and the same is hereby continued.

And Court adjourned until 9 o'clock A.M. Monday.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Monday morning May 28, 1900.
Court met pursuant to adjournment.
Present, Honorable Thomas J. Cofer, Judge.

Oliver P. Mills Executor of the
Will of William C. Mills, Deceased.
vs.
John P. Mills, Charles P. Mills,
Amor W. Mills, Oliver P. Mills,
and Aaron P. Mills. } Report of Sale of Real Estate.

Comes the plaintiff by Hogate & Clark, his attorneys and files proof of publication as follows: (Here Insert) and of posting as follows: (Here Insert)

Said plaintiff also files report of sale in words and figures following, to-wit:

"Oliver P. Mills, Executor of the will of William C. Mills, deceased, shows to the Court that in compliance with the order of the Court in this cause he gave notice by three successive weekly publications in the "Danville Republican" a weekly newspaper of general circulation published in Hendricks County in the State of Indiana - all of which publications were prior to the 26th day of May, 1900, as will appear by proof of publication filed herewith, and by posting five notices one week prior to the said 26th day of May 1900, three of which were posted in the Township where the real estate is situated; that he would on the said 26th day of May 1900 offer for sale at private sale on the premises the following described real estate in Hendricks County and State of Indiana, to-wit: The East half of the South East quarter of Section Twenty One (21), the South West quarter of the north West quarter, and eight acres off of the west side of the South East quarter of the North

west quarter of Section twenty-two (22), the East Half of the South west quarter, and the South west quarter of the South west quarter of Section Sixteen (16) and the South east quarter of the South east quarter of Section Seventeen (17), all in Township Fourteen (14) North, in range One (1) East, said sale to be for Cash.

That on said date he offered said real estate for sale as provided for in said notices, and the order of this Court, and Benjamin H. Anderson and Eli L. Anderson offered for said real estate Thirteen thousand two hundred and Eighty dollars ($13280.00) in Cash, free from liens and incumbrances, and that being the highest and best offer received and more than the appraised value of said real estate, the same was accepted and said real estate sold to said purchasers for said price.

Affiant, therefore, asks the Court to approve said sale and that this report may be approved.

Oliver L. Mills,
Executor.

Subscribed and affirmed to before me this 28th day of May 1900.

My Commission Expires Sept. 16th 1900

James L. Clark (Seal)
Notary Public.

And the court being sufficiently advised, approves said report and confirms said Sale.

And said Executor is ordered to prepare and present for the Courts inspection a deed conveying said real Estate to said purchasers which he now does and the Court approves said deed and Endorses his approval thereon as follows: "Examined and approved in open Court this 28th day of May 1900," "Thomas J. Cofer, Judge"

And the Court orders said Deed delivered to the said purchasers.

Jasper Gray
vs
Estate Melvina Hodge, Deceased.
No. 1601

Comes now the Claimant herein and upon his motion this Cause is dismissed at his costs.

It is therefore considered and adjudged by the Court that the plaintiff herein, Jasper Gray, pay all the costs occasioned by this Claim.

And Court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday morning May 29, 1900,
Court met pursuant to adjournment,
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship
of Daniel Sanehan, minor heir
of John Sanehan, Deceased } Report and
Resignation:

Comes now Kate
Corliss, guardian of Daniel Sanehan, minor
heir of John Sanehan, deceased, by Brill &
Harvey, her attorneys, and presents and files
her report as such guardian, wherein she
shows that she is chargeable with the
sum of $239.60 and entitled to credits on
her vouchers filed herein in the sum of
$206.93.- leaving a balance due said ward
of $32.67. which amount the said guardian
pays into Court taking the receipt of the
Clerk of this Court therefor.

Said guardian
asks that this report be approved and
her Resignation as such guardian, filed
herewith, be accepted and that she be fully
and finally discharged from her bond and
Trust.

And the Court, having
examined said report, finds the same in
all things correct and ought to be approved.

It is therefore consid-
ered and adjudged by the court that said
report be and the same is in all
things approved and confirmed; that the
resignation of said guardian be and the
same is hereby accepted and she be and
is fully and finally discharged from
her bond and trust herein.

And now the Clerk
of this Court is ordered to pay to the
person duly authorized to receive the same

the said sum of $32.67 now in his hands
belonging to the said ward.

Received Sept. 11th 1900 of Jim E.
Dugan, clerk, the above sum of $32.67.

Stephen Maloney Guardian

And Court adjourned until 9 o'clock A.M. Thursday.
Record read and signed in open Court

Thomas J. Cofer
Judge

Wednesday, May 30, 1900 and 21 day of May Term 1900

Decoration Day

Thursday, May 31, 1900 and 22 day of May Term 1900,

Thursday morning May 31, 1900,
Court met pursuant to adjournment.
Present. Honorable Thomas J. Cofer, Judge,

In the Matter of the Estate of Louisiana C. Smith, Decd / Final Report:

Comes now W. D. Bartholomew, administrator of the Estate of Louisiana Smith, deceased, by Brice & Harvey his attorneys and shows to the Court and files an affidavit of W. A. King, Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the County of Hendricks and State of Indiana, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 10th day of May 1900, and the last on the 17th day of May 1900. Said affidavit reads as follows: (Here Insert).

And he also files the affidavit of George C. Harvey, from which it appears that a like notice was posted at the door of the Court house in Hendricks County on the 4th day of May 1900, Said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises, the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 4th day of May 1900, and by an endorsement in writing on the back

thereof was set for hearing on the 28th day of May 1900.

The court also finds said administrator chargeable with the sum of $387.00, and that he is entitled to credit on his vouchers filed in the same sum. The court finds said report correct and the same ought to be approved.

It is therefore, ordered adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said Administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Friday June 1, 1900.
Court met pursuant to adjournment.
Present, Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Zola Dovonard, Minor heir of Adam Dovonard, deceased / Order to turn over Funds to Petitioner.

Comes now Anna R. McCollum, Guardian of Zola Dovonard, minor heir of Adam Dovonard, deceased and presents a petition and files a duly certified copy of her Appointment, Letters of Guardianship and Bonds in said trust, and asks for an order for the settlement of the Guardianship in this Court and transfer of the Balance of the funds in the hands of the local guardian to her as such Guardian in the Probate Court of Clinton County in the State of Ohio; which petition and certified copy of her appointment, Letters and Bonds are in the words and figures following, to-wit:

State of Indiana } In the Hendricks Circuit
Hendricks County } SS Court May Term 1900.

In the Matter of the Guardianship of Zola Dovonard, Minor heir of Adam Dovonard, Deceased /

Anna Dovonard McCollum, Guardian of Zola Dovonard, respectfully shows to this Court that on the 18th day of October 1894, she was duly appointed and qualified as guardian of said minor above named by the Probate Court of the County of Clinton, in the State of Ohio in which County said ward at the time of such appointment had her domicile with, this guardian

(Who is Her mother and the widow of Oliver Dowmard, Deceased the father of said Ward) and where she still resides; That on the Seventh day of August in the year 1895, after her appointment as such guardian your petitioner was legally married to Sam Mc Collum and is his wife and that said ward resides in his said family. That on the 4th day of May 1900, said guardian filed an additional Bond in the Probate Court of the said County of Clinton in the State of Ohio, and on the 25th day of May 1900, she filed in the office of the Clerk of this Court a duly Authorized Copy of her said appointment and bonds as such guardian and by reference makes the same a part hereof, which Bonds are conditioned that if the said Anna Dowmard shall faithfully discharge all her duties as such guardian, as is required by law then this obligation to be void, otherwise to remain in full force; and said petitioner would further state that the additional Bond so given as aforesaid is sufficient to secure such accounting and that the securities thereon, under the laws of the said State of Ohio are liable therefor; That on the 24th day of January 1900, James A. Dowmard of Danville Hendricks County, in the State of Indiana was by the Judge of the Hendricks Circuit Court in the State of Indiana appointed guardian of said Zola Dowmard in said Hendricks County and State of Indiana and now has in his hands as such guardian the sum of Five Hundred and Ninety five Dollars which personal property consist of Three promissory Notes Dated March 5, 1900, and Each calling for the sum of One Hundred and fifty Dollars and payable to the order of James A. Dowmard,

Guardian of Zola Dowmard, Negotiable and payable at the First National Bank of Danville Indiana with interest at Six per cent per annum payable annually from date until paid and ten per cent attorneys fee and due and payable in One, Two and Three years respectively after date and Each Executed by John A Ramsey and Secured by First Mortgage on Lot Two (2) in Dowmard and Pattisons addition to the town of Danville Hendricks County in the State of Indiana which said Mortgage is recorded in the records of said County in mortgage Record 37 page 459 and the further sum of One Hundred and forty-five Dollars in Cash, which sum of Money and the note above named is all the personal property belonging to or claimed by said Minor who is of tender years and resides with her mother as aforesaid to be reared, maintained and Educated at her said home in Ohio.

Wherefore your petitioner prays your Honor for an order directing and requiring said James A. Dowmard, as such guardian to settle up the matter of his said guardianship and direct and order him to pay whatever balance in Cash there may be on hand to this petitioner and also to transfer and assign said mortgage and debt thereby secured to this petitioner as such guardian of Zola Dowmard and your petitioner asks for all further and general relief to which she may be Entitled by reason of these averments

Anna R. Mc Collum.

Subscribed and sworn to this 28th day of May 1900

R. F. Kerr
Notary Public.

(Seal)

Guardians Bond.

Know all men by these presents, That we, Anna Dowoard, Sam McCollum, A.A. Linton and W.J. Wildman are held and firmly bound unto the State of Ohio, in the sum of Fourteen Hundred Dollar, for the payment of which we hereby jointly and severaly bind ourselves, our heirs, Executors and administrators.

Signed by us, and dated at Wilmington Ohio, this 4th day of May, A.D. 1900.

The Condition of the above Obligation is such, That whereas, the above bound Anna Dowoard, now McCollum has been heretofore affointed by the Probate Court of Clinton County, Ohio, guardian of the Person and estate of Zola Dowoard minor child of Oliver Dolovard, deceased, late of which affointment the said Anna Dowoard accepted.

Now, if the said Anna Dowoard shall faithfully discharge all her duties as such guardian, as is required by law, then this obligation to be void, otherwise to remain in full force.

Anna R. McCollum,
W. J. Wildman,
John McCollum.
A.A. Linton.

This Bond approved in open Court, this 4th day of May 1900.

J.S. Kimbrough, Probate Judge.

Letters of Guardianship

The State of Ohio, } SS:
Clinton County }

To all to whom these Presents may Come, Greeting;

Know Ye, That the Honorable, the Judge of the Probate Court of the County of

Clinton and State of Ohio, has affointed, and by these presents does affoint Anna Dowoard, Guardian of the Person and Estate of Zola Dowoard, child of Oliver Dowoard, Deceased, hereby granting to said Guardian all and singular the power necessary and by law required, to enable her fully to do, act and perform all and singular the duties of Guardian for the aforesaid minor according to the Statute in such case made and provided.

In Testimony whereof, I have hereunto affixed my signature and the seal of said Probate Court, at Wilmington, Ohio, this 18th day of October A.D. 1894.

A.W. Williams, Probate Judge.

The State of Ohio, }
Clinton County } SS:

I, J.S. Kimbrough, Judge and Clerk ex-officio of the Probate Court in and for said County, do hereby certify that the foregoing is a true and true Copy of the original Letters of Guardianship issued by said Court to Anna Dowoard as Guardian of said minor therein named, And that said Anna Dowoard on the 18th day of April A.D. 1894, in said Court, accepted said affointment, and gave bond, according to the laws of the State of Ohio, and that she is now the lawful Guardian of said minor.

In Witness Whereof I have hereunto subscribed my name and affixed the seal of said Court, at Wilmington Ohio, this 4th day of May, A.D. 1900

J.S. Kimbrough, Judge and Exoffitio Clerk of the Probate Court. (Seal)

And the Court, having heard the evidence adduced and being fully advised in the premises finds that the prayer of said petition ought to be granted and that it will be for

the best interest of said Estate to make the transfer of the Balance of the funds remaining in the hands of James A. Dowrard as such Guardian, as prayed for in said petition.

It is therefore ordered, adjudged and decreed that said James A. Dowrard, Guardian of Zola Dowrard, settle up the matters of his said Guardianship and pay whatever balance in cash there may be on hands to the said Anna R. McCollum, Guardian as aforesaid and also to transfer and assign without recourse said notes and Mortgage and debt thereby secured to the said Anna R. McCollum, Guardian as aforesaid and take her receipt therefor which shall be filed with his final report herein.

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open court

Thomas J. Cofer
Judge.

Saturday morning June 2, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of John Harless, Deceased

Comes now James H. Wilson, administrator of said Estate and makes and files his petition herein asking for an order of this Court to procure a reappraisement of personal property belonging to said estate, which petition is in words and figures following, to-wit:

"The undersigned administrator of said Estate respectfully represents and shows to the court that on the 25th day of September 1899, he procured an order of this Court empowering him to sell certain personal property belonging to said estate, at private sale, and that among the same was a saw mill and Sheller and Crusher which were appraised at $500.00; that he has diligently sought purchasers for said property but that it is impossible for him to procure the face amount of the said appraisment for said property, nor does he think it possible for him to sell said property at its present appraisment.

He therefore asks to be allowed and ordered to procure said property to be reappraised according to law and for all general and proper relief in the premises.

James H. Wilson
Administrator

Subscribed and sworn to before me this the 12th day of April, 1900
R. T. Holcomb, (Seal)
Notary Public.

Commission Expires
January 15, 1904

And the Court after

Saturday, June 2 1900 and 24 day of May Term 1900.

Examining said petition and being sufficiently advised in the premises finds that said reappraisment ought to be made as payed for.

It is therefore ordered by the Court that a reappraisment of said property be procured by said administrator and the Court now appoints Harvey Lynch and C. A. McCormick to make said appraisment.

And the said appraisers now appraise said property at the sum of $300.00, which appraisment said administrator now brings into Court.

And the Court being satisfied that it would be to the best advantage for said Estate to sell said property at private sale orders that the same be sold by said administrator at private sale at a sum not less than the appraised value thereof, the purchase price to be cash in hand at the time of sale after having given notice for ten days by posting five written notices in five public places in the vicinity of said property of the time and place and terms of said sale, and report his doings to this Court for its approval.

And further proceedings herein are continued.

Henry F. Kurtz
vs.
Est. Anderson Hedge,
Deceased

No. 1611 Judgt. vs. Deft. for 22.50
G. E. C. D. 3 f.

Come the parties herein, the plaintiff in person, and the defendant by counsel and the Court having heard the evidence in this cause finds for the claimant and that he ought to be allowed,

Saturday, June 2. 1900 and 24 day of May Term 1900.

on his claim herein, the sum of $22.50.

It is therefore considered and adjudged by the Court that the Claimant herein Henry F. Kurtz, recover of and from the Estate of Anderson Hedge, deceased, the sum of Twenty-Two Dollars and Fifty Cents.

Shirley, Showalter & Co
vs
Estate Zacariah Clark,
Deceased

No. 1612 Judgt. vs. Deft. for $17.40
G. E. C. D. 3 f.

Come the parties herein by counsel and the Court having heard the evidence in this cause, finds for the claimants and that they ought to be allowed, on their claim herein, the sum of $17.40.

It is therefore considered and adjudged by the Court that the Claimants herein, Shirley, Showalter & Co, recover of and from the Estate of Zacariah R. Clark, deceased, the sum of Seven-teen Dollars and Forty-Cents.

And Court adjourned until 9 O'clock A.M. Monday.
Record read and signed in open Court.

Thomas J. Cooper
Judge.

Monday morning June 4, 1900,
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Fannie J. Dowoard, Minor Heir of Robert R., Katharine and Henry F. Dowoard, deceased } Account Current;

Comes now James A. Dowoard, guardian of Fannie J. Dowoard, minor heir of Robert R., Katharine and Henry F. Dowoard, deceased, and as such guardian files his report herein; wherein he shows that he is chargeable with the sum of $1125.63, and entitled to credits on his vouchers, and otherwise herein, filed in the sum of $1100.63 - leaving a balance in his hands due said ward in the sum of $25.00.

He now asks that this report be approved and his trust herein be continued.

And the court, having examined said report, finds the same in all respects correct and the same ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and confirmed and said trust herein be, and the same is, continued

In the Matter of the Guardianship of William H., Ada F. and Roy E. Lee, Minor Heirs of John H. Lee, Deceased }

Comes now George L. Leak, the duly appointed, qualified and acting guardian for William H. Lee, Ada F. Lee and Roy E. Lee, minor heirs of said Decedent, and respectfully shows to the court that as such guardian there has come into his hands

from James W. Ellis, the former guardian no funds whatever; that said Ellis is now a resident of the State of Missouri, and that about the September Term 1898, of the Hendricks Circuit Court said guardian James W. Ellis filed his report herein - with his vouchers and receipts for his expenditures therein; that said report and vouchers is now lost and cannot be found - although diligent search has been made for the same.

The said guardian would now show that said Ellis as such former guardian now offers to pay in full payment, compromise and satisfaction of the claim against him the sum of $100.00, Cash in hand.

And your petitioner would show to the Court that in his judgment it is for the best interest of his said Wards that said offer be accepted; Wherefore your petitioner now asks that an order be made authorizing him as the present guardian to accept the sum of $100, in full compromise, settlement and payment of all claims in favor of his said wards against their former said guardian James W. Ellis for all funds in his hands belonging to said wards.

George L. Leak, Guardian,

Subscribed and sworn to before me this 4th day of June 1900

Thad S. Adams, (Seal) Notary Public.

My Com. Expires; Aug. 5, 1902

And the Court having examined the foregoing petition and being fully advised and informed in the premises now finds that it is for the best interest of said wards that said offer of Compromise, settlement and payment be accepted, and the said Guardian is now hereby ordered, and directed by the Court to accept said sum of $100.00 in

full payment, compromise, satisfaction and release of said guardian James H. Ellis in full for all claims of every kind against him for funds in his hands belonging to said wards.

All of which is now ordered, adjudged and decreed by the Court.

In the Matter of the Estate of Casander A. Flynn, Deceased. Final Report:

Comes now John F. Stevenson Executor of the Will of Casander A. Flynn, Deceased, by Adams & Enloe, his attorneys, and shows to the Court and files an affidavit of W. A. King, Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the County of Hendricks and State of Indiana, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 12th day of April 1900, and the last on the 19th day of April 1900. Said affidavit reads as follows: (Here Insert).

And he also files the affidavit of himself, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 7th day of April 1900. Said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard.

And after Examining said report and being duly advised in the premises, the Court doth say and find that said report was filed in the

office of the Clerk of this Court on the 7th day of April 1900, and by an endorsement in writing on the back thereof was set for hearing on the 7th day of May 1900.

The Court also finds said Executor chargeable with the sum of $2843.41 and that he is entitled to credits on his vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, and said estate is now declared finally settled and said Executor is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court

Thomas J. Cofer
Judge.

Tuesday morning June 5, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of Henry F. Doward, Deceased } Current Report.

Comes now James A Doward,
Executor of the last Will of Henry F. Doward,
Deceased, and presents and files a Report of
his doings as such Executor, wherein he
shows to the Court that he is Chargeable with
the sum of $5067,54, and entitled to Credits
on his vouchers filed herein in the sum
of $2865,08- Leaving a balance in his hands
in the sum of $2202,46 of which amount
the entire sum is now on Interest.

He further shows that
there is now pending against said Estate
Claims that they cannot be adjusted and
settled before the September Term 1900, of
said Court.

And the Court, having
examined said Report, finds the same
in all things correct and the same ought
to be approved.

It is therefore considered
and adjudged by the Court that said report
be and the same is in all things approved
and confirmed and the said trust herein
be and the same is, Continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Wednesday morning June 6, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of Samuel M. Brady, Decd } Final Report:

Comes now Isabelle Brady
administratrix of the Estate of Samuel M. Brady,
deceased, by Otis E. Gulley, her attorney, and shows
to the court and files an affidavit of Julian D.
Fogate, Editor of the Hendricks County Republican,
a public weekly newspaper of general circulation
printed and published in the County of Hendricks
from which affidavit it appears that a notice
of the filing of a final settlement report had
been given in said newspaper for two weeks
in succession, the first of which notices
was published on the 10th day of May 1900 and
the last on the 17th day of May 1900. Said affidavit
reads as follows: (Here Insert)

And she also files the
affidavit of Otis E. Gulley, from which it appears
that a like notice was posted at the door of
the Court House in Hendricks County on
the 4th day of May 1900- Said affidavit reads
as follows: (Here Insert)

And now the final
settlement report herein comes on to be
heard.

And after Examining
said report and being fully advised in
the premises the Court doth say and find
that said report was filed in the office
of the Clerk of this Court on the 4th day
of May, 1900, and by an endorsement in
writing on the back thereof was set for
hearing on the first day of June 1900. The
Court also finds said Administratrix
Chargeable with the sum of $1205,67 and

that she is entitled to Credit on his vouchers filed in the same sum. The Court finds said report Correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administratrix is duly and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

In the Matter of the Estate of Mary A. Skillman, Decd / Final Report.

Comes now Thomas A. Skillman, administrator of the Estate of Mary A. Skillman, Deceased, by Charles Foley, his attorney, and shows to the Court and files an affidavit of Julian D. Hoyat, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the County of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 10th day of May 1900, and the last on the 17th day of May 1900 Said affidavit reads as follows: (Here Insert)

And he also files his own affidavit, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 8th day of May 1900. Said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 8th day of May, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 4th day of June 1900. The Court also finds said administrator chargeable with no funds from decedents personal estate, but that he is entitled to Credits on his vouchers herein in the sum of $101.05, of which sum said administrator pays out of his own funds, The Court finds that said Report ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is duly and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court

Thomas J. Hodgen
Judge.

Thursday morning June 7, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of Winfield Hite, Deceased } Final Report.

Comes now Lovene Hite, administrator of the Estate of Winfield Hite, deceased, by Brile & Harvey, his attorneys, and shows to the Court and files an affidavit of W. A. King, Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the County of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 24th day of May 1900, and the last on the 31 day of May 1900. Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of George C. Harvey, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 19th day of May, 1900. Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 19th day of May, 1900, and by an endorsement in writing on the back thereof was set for hearing on the first day of June 1900. The Court also finds said administrator chargeable with the sum of $1038.89 and that he is entitled

to credits on his vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is duly and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court,

In the Matter of the Estate
of Yancy Breedlove, Deceased } Final Report.

Notice of the time for hearing and settlement of the final account of Benjamin W. Anderson, administrator of the Estate of the said Yancy Breedlove, deceased, having been duly published and posted according to law; and affidavit and proof of publication of same having been duly filed which affidavit and proof of publication are in words and figures as follows: (Here Insert); and affidavit and proof of posting of same having been duly filed, which affidavit and proof are in words and figures as follows: (Here Insert). And no Exceptions to said account having been filed, it was on this day Examined, found to be correct, approved, allowed and confirmed by the Court.

And the Court finds that said administrator had remaining in his hands after paying all debts and liabilities of said Estate the sum of Six Hundred Seventy Nine and Seventy Eight one Hundredths Dollars, which said administrator has distributed equally

between the two Children of said decedent, Sottie M. and Mamie O. Breedlove, which distribution the Court finds to be rightfully and lawfully made.

And the Court allows said administrator the sum of One Hundred Fifty-Five Dollars in full of his services rendered in the administration of said trust.

And it appearing that said estate has been fully administered upon, The said Benjamin H. Anderson is discharged from his said Trust.

(Above Entry prepared by Everett Cooper, Attorney for administrator)

(The above Report was approved on June 2, 1900)

In the Matter of the Estate of John Pitch, Deceased } Account Current.

Comes now Alfred Pitch, administrator of the Estate of John Pitch, Deceased, by Hogate & Clark, his attorneys, and presents and files his report of his doings as such administrator since his last report; wherein he shows that he is chargeable with the sum of $3830.30, and entitled to credits on his vouchers filed herein in the sum of $354.40 - Leaving a balance in his hands of $3475.90. He also shows to the court that he cannot now settle said estate finally for the reason that Susan Pitch, widow of decedent, is still alive, and she has an Annuity in said Estate

He now asks that this report be approved and the trust herein continued.

And the Court, having

Examined said report finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and the said trust be and the same is continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open court

Thomas J. Cooper
Judge.

Friday, June 8, 1900 and 29th day of May Term 1900

Friday morning June 8, 1900
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge.

In the Matter of the Guardianship of Jones C. Hamrick, Habitual Intoxicant / Account Current:

Comes now William R. McClelland, guardian of Jones C. Hamrick, an Habitual Intoxicant, by Hogatt & Clark, his attorneys and as such guardian presents and files his report wherein he shows that he is chargeable with the sum of $362.97, and entitled to credits on his vouchers filed in the sum of $105.57- leaving a balance in his hands in the sum of $257.40.

He further shows that his said ward is yet an Habitual Intoxicant and he asks that this report be approved and his trust herein continued.

And the court, having examined said report finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and confirmed and said trust herein continued.

And court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court

Thomas J. Cofer
Judge

Saturday, June 9, 1900 and 30th day of May Term 1900.

Saturday morning June 9, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Zola Dowrard, Minor Heir of Adam Dowrard, Decd / Final Report:

Comes now James A. Dowrard, guardian of Zola Dowrard, minor heir of Adam Dowrard, Deceased, and presents and files his report as such guardian wherein he shows that he is chargeable with the sum of $650.00 and entitled to credits on his vouchers filed herein in the sum of $650.00.

He further shows that pursuant to the order of this court entered in Probate Order Book 23 page 57 and on, he has turned over the balance of cash in his hands and transferred and assigned the Note and Mortgage securing the same to Anna B. McCollum, Guardian of Zola Dowrard, who was appointed by the Probate Court of Clinton County, Ohio, as will further appear by Voucher No. 7.

He asks that this report be approved and that he be discharged from his bond and trust herein.

And the court, having examined said report, finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the court that the report herein be and the same is in all things approved and confirmed and said guardian be and he is fully and finally discharged from his bond and trust herein.

In the Matter of the Estate of Elizabeth Wilkerson, Deceased / Final Report:

Comes now William H. Leachman

and Azor Sandon, administrators of the Estate of Elizabeth Wilkerson, deceased, by Robert T. Hollowell their attorney, and show to the Court and file the affidavit of W.A. King, Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the County of Hendricks and State of Indiana from which affidavit it appears that a notice of the filing of the final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 25th day of January, 1900, and the last on the 1st day of February 1900 - Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of R.T. Hollowell, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 25th day of January 1900 - Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard. And after Examining said report and being duely advised in the premises, the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 25 day of January, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 17th day of February 1900. The Court also finds said Administrators chargeable with the sum of $176.36, and that they are entitled to credits on their vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed,

said estate is now declared finally settled and said administrators are fully and finally discharged from their bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

In the Matter of the Estate of Annie Ray, Deceased ; Appointment of Admr:

comes now Elijah A. Ray, and presents and files a petition for letters of administration upon the personal property of Annie Ray, deceased, which said petition reads as follows: (Here Insert).

And the Court now having examined said petition and being fully advised in the premises and finding said Elijah A. Ray to be a proper person to be intrusted with said administration does now appoint him Administrator upon the filing of bond in the Penal Sum of Three Hundred Dollars with Pressley E. Ray and Matthew C. Ray as sureties upon said Bond, which bond and the sureties thereon are now duly approved by the Court and read as follows: (Here Insert)

Whereupon letters of administration are duly issued to the said Elijah A. Ray and read as follows: (Here Insert).

And further proceedings herein are continued.

Elijah A. Ray, Administrator of the Estate of Annie Ray, Deceased, by Charles F. Ray, Dicey J. Coleman, Pressley E. Ray, Elijah A. Ray, Matthew C. Ray, Allison E. Ray, Elmer E. Moberly and Susan J. Miller ; Order to Sell Real Estate:

comes now Elijah A. Ray,

administrator of the Estate of Annie Ray, deceased, by Miles & Earley, his attorneys, and presents to the Court his verified petition herein in words and figures as follows, towit:- (Here Insert)

And now the written assent and answer of the defendants to the said Sale prayed for in said petition and waiving notice thereof is filed and reads as follows, towit:- (Here Insert).

And said administrator now files his inventory and appraisement of the said real Estate in his petition described and hereinafter described taken and made in due form of law and reading as follows, towit:- (Here Insert), and tenders his additional bond in penalty double the appraised value of the said real estate for the faithful performance of his duties under any order of this proceeding made, and with Pressley E. Ray and Matthew C. Ray resident free-holders as sureties thereon, who are Examined under oath as to their solvency: which bond is by the Court approved, and together with the oaths of the sureties attached, reads as follows, towit:- (Here Insert)

And said petition and the issues joined thereon by the several answers and waivers thereto filed are now submitted to the Court for trial, finding and decree.

And the Court having heard the evidence and being sufficiently advised in the premises finds that the personal assets of said Estate are insufficient to pay and discharge the debts and liabilities thereof, and that the real Estate in said petition as hereinafter described is liable to be made assets in the hands of said administrator to pay such indebtedness,

It is therefore considered

and ordered by the Court that the real estate of said decedent in said petition mentioned and described as follows, towit:- Lot No. 15 in Darnall's addition to the town of Danville Indiana, also a part of the East half of the Northeast quarter of Section 9 Township 15 North of Range 1 West and described as follows, towit:- Commencing 11 Chains and 47 3/4 links East and 26 rods and 7 3/4 links north of the South west Corner of said half quarter; thence north 30 rods; thence West 7 rods and 14 feet to the center of Cross Street; thence South with the center of Cross Street 30 rods; thence East 7 rods and 14 feet to the place of beginning, Except 300 feet off of and across the Entire South side of the last described tract of land, all in Hendricks County State of Indiana, be sold by said administrator at a sum not less than the full appraised value thereof, without notice, for Cash subject to the mortgage Lien of $200,00 and accrued Interest thereon of the said defendant Susan J. Miles

And said Administrator is ordered to make due report of his proceedings under the foregoing order, and time is given

And now comes the said Elijah A. Ray, the Administrator of the Estate of Annie Ray deceased, and reports to the Court the sale of the real Estate ordered to be sold, which report is in the words and figures following towit:-

Elijah A. Ray, Administrator
of the Estate of Annie Ray, Deceased,
vs
Charles F. Ray et al

Elijah A. Ray,
administrator of the Estate of Annie Ray, deceased, as such Administrator, would report to the Court, that pursuant to the order issued to

him herein, he proceeded to make a sale of the real estate described in his said petition, towit: Lot number 15 in Darnall's Addition to the town of Danville, Indiana, and also a part of the East half of the north East quarter of Section 9, in Township 15, north, range one west described as follows, towit: "Commencing 11 Chains and 47 3/4 links East and 26 rods and 7 3/4 links north of the South west corner of said half quarter, thence north 30 rods; thence West 7 rods and 14 feet to the center of Cross-Street; thence South with the Center of Cross Street 30 rods; thence East 7 rods and 14 feet to the place of beginning, Except 300 feet off of the entire South side of the last described tract, and situated in the County of Hendricks and State of Indiana, and that he sold the same to Matthew C. Ray at and for the sum of $650.00, that being the highest and best bid received therefor and the highest price he is able to obtain therefor and the full appraised value thereof.

That the said purchaser has assumed as a part of the said purchase price the payment of the mortgage of Susan J. Miles of $200,00 and the interest accrued thereon amounting to the sum of $14.00 and has paid to this administrator the balance of the purchase price, towit: the sum of $436.00, which amount the undersigned brings into court, and asks the court to approve the said sale and authorize him to make a Deed of conveyance to the said purchaser as evidence of his title to said real Estate.

Elijah A. Ray.

Subscribed and sworn to before me this 9th day of June 1900. (Seal)

(My Com. Expires, Jan. 1, 1904) Ethan A. Miles-Notary Public

And the court having examined the said report and being fully advised in the premises, finds that the matters set forth therein are true, that the said real Estate was sold by the said administrator for the full appraised value thereof and pursuant to the order issued to the said administrator herein and that the same ought to be confirmed and approved in all things.

It is therefore ordered by the court that the said report of sale be approved and the said sale in all things confirmed and that the title to the said real estate be vested in the said purchaser from and after this date.

It is further ordered by the court that the said administrator make out and deliver to the said purchaser his deed of conveyance to the said real Estate.

And now comes the said administrator and shows to the court his deed of conveyance, conveying the said real Estate to the said purchaser, Matthew C. Ray, and asks to have the same approved.

And the court, having Examined the said deed finds the same to be correct and made in accordance with the instructions of this court and the court now approves the same and endorses his approval thereon, and now orders the same to be delivered to the said purchaser as evidence of his title to said real Estate.

Agnes Pickett)
vs.) No. 1603.
Est. Joseph Hogget, Deceased)

Come now again the parties by their respective counsel and the heirs of the decedent herein file motion and Reasons for a New Trial of this cause,

which Motion reads as follows: (Here Insert)
And the Court being fully advised in the premises, overrules said Motion, to which ruling of the Court, said Heirs at the time Except.

Julius Pickett,
vs. } No. 1604.
Est Joseph Hoggatt, Dec'd }

Come now again the parties herein by their respective Counsel and the Heirs of the decedent, herein file Motion and reasons for a New Trial of this Cause which said Motion reads as follows: (Here Insert)
And the Court being fully advised in the premises, overrules said Motion, to which ruling of the Court, said Heirs at the time Except.

Agnes Pickett &
Julius Pickett
vs
The Estate of Joseph
Hoggatt, Deceased

Comes now James M. Barlow, Administrator of the Estate herein, by Adams & Enloe, his attorneys, and files Motion to Retax the Costs herein, which Motion reads as follows: (Here Insert)
And the Court, being fully advised in the premises sustains said Motion; and it is now hereby ordered that the witness fees of Charles Newland $3.50, Sarah E. Newland $3.50, Benjamin Vestal $3.50, M. Stanley $3.50, Aaron Mills $3.50, Moses Tomlinson $3.50, T. Kendall $3.50, P. R. Tully $3.50, Mary Tully $2.25, George Bell $3.50, and P. Hunt $2.25, be taxed against Robert T. Hiatt and Benjamin Hoggatt, the objectors to the allowances of the claimants herein.

Clerks Report:

To the Honorable Thomas J. Cofer, Judge of the Hendricks Circuit Court:
I. Mell C. Masten, clerk of said court, do now submit to you for your consideration and action, the following Report of my doings, as such clerk, in probate matters, during the vacation from the March Term 1900, to the May Term 1900, of said Court, towit;
Letters of Administration have been issued as follows:
Upon the Estate of Eliza J. Waterous, Deceased - To Sarah E. Hall.
Amount of Bond $200.00
Surety upon said bond Chester F. Hall - Husband of said Sarah E. Hall

Respectfully, Mell C Masten, clerk,
Hendricks Circuit Court.

Examined and approved this 9th day of June 1900
Thomas J. Cofer. Judge.

In the Matter of the Guardianship of Jessie M. Craven, Minor heir of Olive O. Allen, Deceased } Final Report.

Comes now Francis M. Craven, guardian of Jessie M. Craven, minor heir of Olive O Allen, and presents and files his report as such guardian, wherein he shows that he is chargeable with the appraised value of certain property therein mentioned amounting to $745.10, and that he is entitled to credits on his vouchers filed herein in the sum of $790.35 - Leaving a balance due the guardian in the sum of $45.25; He also shows that there has been another Guardian appointed, in the Morgan Circuit Court, for said Ward

and he asks that this report be approved and that he be fully and finally discharged from his bond and Trust.

And the Court, having examined said report and being fully advised in the premises, finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the Court that said Report be and the same is hereby approved and confirmed and said guardian is now fully and finally discharged from his bond and Trust.

Ordered by the Court that all claims now on the Issue Docket, all Reports now on file and not approved, all pleas, motions, Demurrers Etc, not disposed of at the present term of this Court be continued to the September Term, 1900, of said Court.

And Court adjourned until Court in Course.

Thomas J. Edgerton
Judge.

In the Matter of the Estate of Elizabeth Thompson, Deceased } Affointment Admr.

Be it Remembered, That on the 2" day of July 1900, Jacob Thompson filed in the office of the Clerk of the Hendricks circuit court his petition for letters of Administration upon the personal property of Elizabeth Thompson, deceased which said petition reads as follows: (Here Insert)

And the Clerk now having Examined said petition and being fuey advised in the premises, and finding said Jacob Thompson to be a proper person to be intrusted with said administration does now affoint him Administrator upon the filing of bond in the penal sum of One Thousand Dollars, with James H. Thompson as his surety upon said bond, which bond and the sureties thereon are now duly affroved by the Clerk, and read as follows: (Here Insert)

And further proceedings herein are continued.

In the Matter of the Estate of Carie F. Walters, Deceased } Affointment Admr.

Be it remembered that on the 5" day of July 1900, Alfred L. Walters filed in the office of the Clerk of the Hendricks circuit court his petition for letters of Administration upon the personal property of Carie F. Walters, deceased, which said petition reads as follows: (Here Insert)

And the Clerk now having examined said petition and being fully advised in the premises, and finding

said Alfred L. Walters to be a proper person to be intrusted with said administration does now affoint him Administrator upon the filing of bond in the penal sum of Five Thousand Dollars with William R. McClelland and William B. Wilson as sureties upon said bond, which bond and the sureties thereon are now duly affroved by the Clerk, and read as follows: (Here Insert)

Whereupon Letters of administration are duly issued to the said Alfred L. Walters and read as follows: (Here Insert).

And now further proceedings herein are continued.

In the Matter of the Estate of Evan Ester, Deceased } Affointment of Admr.

Be it remembered, that on the 12" day of July 1900, Alfred R. Glover filed in the office of the Clerk of the Hendricks circuit court, his petition for Letters of administration upon the personal property of Evan Ester, deceased, which said petition reads as follows: (Here Insert)

And the Clerk, now having examined said petition and being fully advised in the premises, and finding said Alfred R. Glover to be a proper person to be intrusted with said administration, does now affoint him administrator upon the filing of bond in the penal Sum of Twenty Thousand Dollars, with Benjamin G. Edmundson and Lear Ester as sureties upon said bond, which bond and the sureties thereon are now duly affroved by the Clerk, and read

as follows: (Here Insert)

Whereupon letters of administration were duly issued to the said Alfred R. Glover, and read as follows: (Here Insert)

And further proceedings herein are continued.

In the Matter of the Guardianship of Ada B. Fraley, a minor / Appointment of Guardian:

Comes now Ethan A. Miles and files the request of Ada B. Fraley to have the said Ethan A. Miles appointed as her guardian, which request reads as follows: (Here Insert)

Said Ethan A. Miles also files an Application to be appointed guardian of said Ada B. Fraley, which application reads as follows: (Here Insert)

And the Clerk of this court, having examined said petition and being fully advised in the premises and finding said Ethan A. Miles to be a proper person to be intrusted with said guardianship, does now appoint him guardian upon his filing a bond in the penal sum of Two Hundred Dollars with Evan Hadley and A. L. Symons as his sureties thereon, which bond and the surety thereon are now duly approved by the Clerk and read as follows: (Here Insert).

And the said Ethan A. Miles is duly sworn as such Guardian and files a copy of his oath, which is as follows: (Here Insert)

Whereupon letters of guardianship is now duly issued to the said Ethan A. Miles and read as follows; (Here Insert)

And further proceedings are continued.

In the Matter of the Estate of Thomas Borders, Deceased / Appointment of Admr.

Be it Remembered, That on the 25th day of July 1900, Lewis Borders filed in the office of the Clerk of the Hendricks Circuit Court, his petition for Letters of Administration, with the Will Annexed, upon the personal property of Thomas Borders, Deceased, which said petition reads as follows: (H. I.)

And the Clerk now having examined said petition and being fully advised in the premises and finding said Lewis W. Borders to be a proper person to be intrusted with said Administration, does now appoint him Administrator upon the filing of bond in the penal sum of One Hundred Dollars with George W. Briel and George C. Harvey as sureties upon said Bond, which bond and the sureties thereon are now duly approved by the Clerk and read as follows; (Here Insert)

And further proceedings herein are continued.

In the Matter of the Estates of Malinda E. Sandusky, Decd } Proof of Will.

Be it remembered that on the 1st day of August, A. D. 1900, James H. Edwards one of the subscribing witnesses to the within and foregoing last will and testament of Malinda E. Sandusky late of said County, deceased, personally appeared before me Jimi E. Dougan, Clerk of the Circuit Court of Hendricks County and State of Indiana and being duly sworn by the Clerk of said Court upon his oath declares and testifies as follows, that is to say: That on the 16th day of June, A.D. 1900, he saw the said Malinda E. Sandusky sign her name to said instrument in writing, as and for her last will and testament; and that this deponent at the same time heard the said Malinda E. Sandusky declare the said instrument in writing to be her last will and testament; and that said instrument in writing was at the same time at the request of said Malinda E. Sandusky, and with her consent attested and subscribed by the said James H. Edwards and Sarah J. Patout, in the presence of said testator and the presence of each other as subscribing witnesses thereto: and that the said Malinda E. Sandusky was at the time of the signing and subscribing of said writing, as aforesaid, of full age (that is more than 21 years of age) and of sound and disposing mind and memory and not under any coercion or restraint as said deponent verily believes and further deponent saith not.

James H. Edwards

Subscribed and sworn to by

the said James H. Edwards before me this 1st day of August, A. D. 1900.

Jim E Dougan, Clerk of the Hendricks Circuit Court.

State of Indiana } ss:
Hendricks County }

I, Jim E Dougan, Clerk of the Circuit Court of Hendricks County, Indiana, do hereby certify that the within annexed will and testament of Malinda E. Sandusky has been duly admitted to probate and duly proved by the testimony of James H. Edwards, one of the subscribing witnesses thereto: That a complete record of said will and of the testimony of said James H. Edwards, in proof thereof has been by me duly made and recorded in Book 5 at Page 204 of the records of wills of said County.

In Attestation Whereof I have hereunto subscribed my name and affixed the Seal of said Court at Danville, this 1st day of August, A.D. 1900,

Jim E. Dougan, Clerk of the Hendricks Circuit Court.

In the Matter of the Estate of Malinda E. Sandusky, Decd } Letters Testamentary.

Comes now John H. Edwards by Brill & Harvey, his attorneys, and presents to the Clerk of the Hendricks Circuit Court, on this the 1st day of August 1900, in Vacation, his bond as Executor of the last Will and Testament of Malinda E. Sandusky, deceased, which bond is signed by the said John H. Edwards as Principal and Thomas Sandusky and John M. Edwards as sureties.

Said bond is in the sum of One Thousand Dollars and is

Vacation

approved by the Clerk and reads as follows; towit:- (Here Insert)

And now the said John K. Edwards is duly sworn by the Clerk of said Court as Executor of the last will and testament of Malinda E. Sandusky, deceased, and files a copy of his oath as follows: (Here Insert)

And now letters Testamentary are issued to the said John K. Edwards as such Executor, and read as follows: (H. I.)

And the said John K. Edwards is now authorized and ordered to take upon himself the Execution of the said will of Malinda E. Sandusky, deceased.

All of which is now done this the 1st day of August 1900.

And day is given.

In the Matter of the Estate of Martin F. Dorsett, deceased } Appointment of Admr.

Be it remembered, That on the 13th day of August 1900, Simon Hadley, filed in the office of the Clerk of the Hendricks Circuit Court his petition for letters of administration upon the personal property of Martin F. Dorsett, deceased, which said petition reads as follows:- (Here Insert)

And the Clerk now having examined said petition and being fully advised in the premises, and finding said Simon Hadley to be a proper person to be intrusted with said administration, does now appoint him administrator upon the filing of bond in the penal sum of Fifteen Hundred Dollars with Nathan S. Carter as surety upon said bond, which bond and the surety thereon are now duly approved by the Clerk, and read as follows:- (Here Insert)

Vacation.

Whereupon letters of administration are duly issued to the said Simon Hadley, and read as follows: (Here Insert)

And further proceedings herein are continued:

Plea and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the September Term, 1900, which term of said 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 September, 1900, that being the day fixed by law for holding said term of said Court.

Present: Honorable Thomas J. Cofer, Judge,
Jim E. Dougan, Clerk thereof, and
Henry J. Eaton, Sheriff of said County.

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

Evan Hadley, Guardian of)
Carl N. Macy, Murry S. Macy,)
Edward S. Macy, Nellie M. Macy,)
Edna E. Macy and Esther M. Macy,) Will of William
vs.) C. Miller construed.
Oliver H. Miller, Executor of the)
last will and Testament of)
William C. Miller, deceased, et al.)

Comes now the plaintiff by Miller & Easley, his attorneys, and the defendants come by Hogate & Clark, their attorneys and this cause is submitted for trial, finding and decree without the intervention of a jury.

And before the beginning of the trial the plaintiff requests the Court to make a special finding of the facts and to state his conclusions of law thereon.

And the Court being fully advised in the premises and having heard the evidence in said cause, now

hands down and files his special finding of facts and conclusions of law in words and figures following, to-wit:

State of Indiana,
Hendricks County, ss:

In the Circuit Court,
September Term, 1900.

Evan Hadley, Guardian &c.
vs.
Oliver H. Miller, Executor &c. et al.

Comes now the Partes in person and by Counsel and submit this cause for trial, finding and decree upon the petition without further pleadings and without the intervention of a jury.

And the Court being requested by the plaintiff to make a special finding of the facts in this cause does now specifically find the facts in this cause as follows:-

First: The testator William C. Miller died testate in Hendricks County and State of Indiana, on the 21 day of July, 1899 leaving the following as his last Will and testament, to-wit:-

Will

"1st. I, Wm C. Mills of Hendricks County, Ind. do make and publish this my last Will and Testament.

1st. Viz:- I will and direct that all my just debts and funeral Expenses be paid as soon after my decease as convenient out of the first money that shall come into my Executors hands hereinafter named.

Second: I will and bequeath unto my wife Rebecca J. Mills, (during her lifetime) the entire rents, profits &C. of the tract of land on which I now live, being the E half of the S. E. Qr. of S. twenty, Township 14 N. of R. 1 E. and the West half of S. West Qr. of S. Twenty two T. 14. N. of R. 1. E. containing 160 acres more or less.

Third: I also direct that after my wife's decease and my death also that the above described tract of land willed to my wife shall be equally divided between our five boys (Viz) John F., Charles F., Amos F., Oliver F. and Aaron F. Mills, each one of them counting out what they have already received as an advancement of my estate.

Fourth: And I also Will and direct after my decease to our five sons above named the following described Real Estate (Viz) East half of South West quarter Section 16. Township 14 R. 1 East containing 79 acres; and the S.W. qr. of S.W. qr. Section 16. Township 14. Range 1 E. containing 40 acres. and South E. quarter of Sec. 17 Township 14. R. 1 East, 40 acres and the South West corner of the North West qr. of Section 22, Township 14, Range One East 48 Acres; and part of South West qr. of North West qr. Section 27, Township 14 Range 1 East 36 1/2 acres in Morgan County and part of E 1/2 of North East qr. Section 28, Township 14 Range 1 East containing 44 acres in Morgan County and part of the North East qr. of Section (28) Township 14 Range 1 East, containing 10 acres also in Morgan County.

That said lands be equally divided between the said sons by division

or sale, each one accounting for what he or she had already advanced to him.

Fifth: I also will and direct that our daughter Mary E. Macy shall have from date of will, the North West qr. of the North East qr. and the North East qr. of the North West qr. in Section 21, Township 14, North, Range 1 East containing 80 acres more or less. To have and to hold said tract of land her lifetime, and after her decease I direct that said tract of land be Equally divided by sale or division between her children.

Sixth: I also appoint Amos F. Mills, of Morgan County, Indiana, as guardian of said Macy children.

Seventh: I further appoint said Oliver F. Miles, of Hendricks County, Ind. as my Executor.

In Witness Whereof I set my hand and seal this 1st. day of 3rd. mo. 1895.

W. C. Mills.

And we as witnesses have set our hands &C.

Miles L. Hadley,
W. W. Farmer.

Second- That at the time of the Execution of said Will, the wife of said testator and all the children named in said Will were living and said children were all the children of said testator. That between the time of the making of said Will and the death of said testator, the wife of the testator

and the daughter, Mary E Macy, named in said Will died.

Third: That several years prior to the execution of said will, the testator made advancements to his said sons in real estate and money valued by him at four thousand dollars each and to his said daughter he had made advancements in money counted by him at twenty two hundred Dollars, all of which he entered in a book of accounts kept by him and which he kept an account with each one of his children.

Fourth: That about ten years prior to the Execution of said will said Testator had a settlement with each of his said sons embracing matters of account between said testator and said sons subsequent to the advancements of four thousand dollars aforesaid, and at said settlement each of said sons Executed their notes for the amounts then owing by them to the testator over and above said advancements of four thousand dollars. That thereafter he said testator had annual settlements with said sons embracing the amounts of the old notes with such interest as he charged them with and any new matters that had accrued since the date of last settlement, and at the times of these annual settlements informed his said sons that if these notes were not paid during his life time they should be considered by them as advancements out of his estate, and they should make themselves equal, one with another in the settlement of his Estate.

Said notes at the time of making said will were still outstanding and unpaid, and said testator continued, after the making of said will, to settle annually with said sons and to have said notes renewed up to the time of his death and in said settlement he again informed them that if the notes were not paid during his life time, they should be considered as advancements out of his estate, and that they should make themselves equal, one with another, in the settlement of his Estate.

That at the death of said testator, said notes were as follows:

1. Note - Aaron N. Miller, 356, 16, Oct 7/98, 6%
2. " Aaron N. Miller, 654, 66 Sept. 1/98
3. " Amos N. Miller, 567, 37 Sept. 1/98
4. " Charles N. Miller 837. 87 Sept. 1/98
5. " Oliver N. Miller 586, 58 Sept. 1/98
6. " Oliver N. Miller 356, 16 July 10/98

Fifth: That about two years prior to the execution of said will, said testator Estimated that it would require Eighteen Hundred Dollars more to make the advancement to his said daughter equal with the advancement made to his sons, and at that time spoke of settling some property on her by deed of trust to some one for her use and benefit, observing that he desired her and her boys to have more land to work than would amount to Eighteen Hundred dollars.

That at the time of the Execution of said will said testator put his said daughter in possession of the real estate devised to her for life with remainder to her children, and at that time he valued said real estate to her

at forty-Eight Hundred Dollars.

Seventh: That at the time of making said will said daughter had no property Except a small amount of household goods

Eighth: That the said Mary E Macy, at the time of her death left her surviving the following children, Carl V., Murry H. Howard W. Nellie M. Edna E. and Esther M. Macy who are all minors and are all now living and Evan Hadley is their duly appointed guardian.

Ninth: Besides the real estate mentioned and described in said will, said testator at the time of making said will was the owner of One house and lot in Plainfield Hendricks County, Ind. of the probable value of $1200.00, and personal property besides the notes held by him of the probable value of $88.00, and the indebtedness of said Estate, including expense of administration amounts to probably the sum of $5500.00

Tenth: The decedent at the time of his death besides the notes above mentioned also held notes as follows:

1 One note on Charles H. Mills for $700.00 dated Dec. 15, 1888, due in two days- One on John H. Mills for $2700.00 due in one day, on neither of which had there been placed any credit.

One on W. C. Macy, the husband of Mary E. Macy, for $1400.00 with a credit of 77 7/100 on the 21st day of March 1889.

Eleventh: That said testator owned no land in section Twenty, township 14, N. of R. 1 E, but did own the E. half of S. E. qr. of Section twenty One township 14, N. of R. 1. E and that the

land described by the last mentioned description is the land that was intended to be bequeathed by the first description in item No. 3 of said Will.

Twelfth: That the land mentioned and described in said Will was worth on an average $50.00 per acre.

June 9, 1900.

Thomas J. Cofer, Judge.

Conclusions of Law.

That the land described in item two of the Will of William B. Miles, as the "tract of land on which I now live" is more particularly described as the East half of the South East quarter of Section Twenty One (21) and the West half of the South West quarter of Section Twenty two (22) in Township 14 North and Range One (1) East in Hendricks County and State of Indiana.

2. That the five sons of said testator are required by said Will to equalize advancements between themselves in the divisions of the real estate devised to them; and are not required to account to the estate of said testator or to other heirs or devisees or legatees for such advancements.

June 9, 1900.

Thomas J. Cofer, Judge.

And the plaintiff excepts to the second conclusion of law.

And now the defendants move the Court for judgment on the special findings and conclusions of law, which motion the Court sustains.

It is therefore considered, adjudged and decreed by the Court that

the will set out in the foregoing special finding of facts is the last Will and testament of William C. Miller, deceased.

That the real estate described in item two of said will as "the tract of land on which I now live" is more particularly and properly described as the East half of the South East quarter of Section twenty one (21) and the West half of the South West quarter of Section twenty two (22) in Township fourteen (14) North and Range One (1) East in Hendricks County and State of Indiana.

That the five sons of said decedent, William C. Miller are required by said Will, in the division between themselves of the real Estate devised to them in items two (2) and four (4) of said will, to take into consideration the advancements received by them, and to equalize said advancements between themselves in the division of said real Estate.

That said five sons are not required by said will to account to the estate of said decedent William C. Miller nor to any heir or devisee or legatee of said decedent, for said advancements, out of said real Estate or in the distribution of any property as to which said testator died testate.

State Ex Rel George T. Clark, by William T. Clark / To Affoint Guardian:

Come now again the relator, George T. Clark, by Brill & Harvey, his attorneys, and comes also the defendant, William T. Clark, by Hogate & Clark, his attorneys, and it appearing to the satisfaction of the court by the Sheriff's return indorsed upon the summons heretofore issued

in this cause, that the defendant, William T. Clark, had been duly served with summons to appear and answer the petition herein more than ten days before this date, which summons was issued by Jim E. Dougan, Clerk of this court, on the 17th day of August, 1900, and was served as appears by said return thereon by the Sheriff, Henry J. Eaton, by reading to and within the hearing of the said defendant, William T. Clark, on the 22d day of August, 1900; and which summons and the return indorsed thereon as aforesaid, is in words and figures following, to-wit:

And now the Clerk of this court as is provided by law files his answer as such Clerk, herein denying each and every material allegation contained in the petition and demanding proof, which answer so filed is in words and figures following, to-wit: (H. I.)

And now this cause coming on to be tried, the defendant being present in person and by Hogate & Clark, his attorneys and the petitioner herein being present in person and by Brill & Harvey, his attorneys, this cause is submitted to the court for trial, finding and decree without the intervention of the jury.

And all the evidence being heard, and the argument of counsel and the court being fully informed and advised in the premises now finds for the relator, that his petition is true in all things, that the defendant, William T. Clark, is a resident inhabitant of Hendricks County, and State of Indiana and is the owner of Real and Personal Property therein; and that said

William T. Clark as alleged in the petition is a person of unsound mind and is incapable of managing his Estate.

It is therefore ordered adjudged and decreed by the Court that the defendant, William T. Clark is a resident inhabitant of Hendricks County and State of Indiana, and is the owner of Real and Personal Property therein.

And that said William T. Clark is a person of unsound mind and incapable of managing his said Estate.

It is further ordered, adjudged and decreed by the Court that William M. Foster be appointed as Guardian of the person and property of the said William T. Clark and that he qualify as such guardian by filing a bond to the approval of the Court in the sum of $500,00 with two free-hold, resident sureties thereon conditioned for the faithful performance of his duties as such guardian.

And it is further ordered, that said guardian file his inventory with the Clerk of this Court and report his doings in the premises to the Court of his further action and for the Courts approval.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday morning September 4, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Estate of David S. Mays, Deceased } Less than $500.00

Comes now Martha Mays, widow of said decedent, and asks an order and decree of this court, vesting in her all of said Estate as not exceeding in value the sum of Five Hundred Dollars.

And the Court finds that her petition for an appraisement of said Estate and for an order so vesting the same in her was filed in the Clerks office of this Court.

That thereupon appraisers were duly appointed and qualified to inventory and appraise the same, who afterwards made return of such inventory and appraisement, and to which inventory said petitioner made oath as by law required, and that all of said proceedings were had, and papers filed prior to the first day of the present term of this court; which petition, inventory and appraisement and affidavit thereto reads as follows: (Ex. 1)

From which inventory and appraisement it appears and the Court so finds that the value of the Estate of said decedent, real and personal does not exceed the sum of Five Hundred Dollars, included therein being Lots 84 and 85 in Oliver's addition to the town of Cartersburg, Hendricks County, Indiana.

And no objections having been filed or appearing, to the

granting of the order so prayed for it is now ordered and adjudged by the court that no letters of administration issue upon said Estate and that the title and interest held by said decedent at the time of his death in and to all of the property both real and personal set forth and described in said inventory and appraisement, be and the same are vested in said Martha Mays, his widow to be held and owned by her as her sole and separate property under the provisions of the Statutes in such cases made and provided.

In the Matter of the Guardianship of Forest L. Reed, a Minor / Appointment of Guardian.

Comes now William G. Reed, and files his petition for letters of Guardianship upon the Estate of Forest L. Reed, said petition reads as follows: (Here Insert)

And the Court having Examined said petition and being duly advised in the premises, and finding said William G. Reed to be a proper person to be intrusted with said Guardianship does now appoint him Guardian upon his filing a bond in the penal sum of Four Hundred Dollars with Charles R. Reed and Notley Smith as his sureties thereon, which bond and the surety thereon are now duly approved by the Court and read as follows: (Here Insert)

And the said William G. Reed is duly sworn as such Guardian and files a copy of his oath, which is as follows: (Here Insert)

Whereupon letters of

Guardianship is now duly issued to the said William G. Reed, and read as follows: (Here Insert).

And now the said William G. Reed is authorized to take upon himself the Exercise of said Trust.

Priscilla Shirley. / vs. / Estate of Lucinda M. Lyon, Deceased. / No. 1610. Judgt vs. Defts. for $700.00 & C. & J.

Comes now the plaintiff in person and by Hogate & Clark, her attorneys, and the defendant by Counsel, and this claim coming on for trial is submitted to the Court for trial, finding and judgment without the intervention of a jury.

And the Court having heard the evidence, finds for the Claimant and that there is due and unpaid upon the claim filed herein the sum of $700.00.

It is therefore considered and adjudged by the Court that the claimant herein, Priscilla Shirley, recover of and from the Estate of Lucinda M. Lyon, the said sum of Seven Hundred Dollars together with her costs and charges in and about this suit laid out and Expended and taxed at dollars and cents

And Court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court.

Thomas J. Hoffer

Judge.

Wednesday morning Sept. 5, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the matter of the Estate of Henry Holderman, deceased } Report and Resignation of Administrator.

Comes now William Lewis, administrator of the Estate of Henry Holderman, deceased, by R. T. Hollowell, his attorney, and presents to the court a report of his doings as such Administrator wherein he shows that he is Chargeable with the sum of $2357.83 and entitled to Credits on his vouchers filed in the sum of $641.21- Leaving a balance to be accounted for in the sum of $1718.62 which amount he pays into the hands of the Clerk of this Court taking his receipt therefor.

Said Administrator asks that said report be approved and that he be discharged from his bond and trust.

And the Court, having examined said report, finds the same in all things correct and that the same ought to be approved and said administrator discharged from his trust.

It is therefore considered and adjudged by the court that said report be, and the same is, in all things approved and confirmed and the said administrator be, and he is, discharged from his bond and trust; and of the said sum of $1718.62 paid into the hands of the clerk of this Court be paid to the party authorized to receive the same.

Oct. 8, 1900, Receipt of Jno. E. Morgan, Clerk, the sum of $1718.62, the Amount of money now in his hands belonging to the Estate of Henry Holderman, deceased, of which I have this day been appointed Administrator (See page 187 of this Book)
W. S. W. Carnes

In the Matter of the Estate of Lucinda M. Fyon, deceased }

Comes now Priscilla Shirley, Administratrix of said estate and files her petition for an order to sell personal property at private sale, which petition is in words and figures following, to-wit:

State of Indiana, } SS:
Hendricks County, }

In the Circuit Court, September Term, 1900.

In the Estate of Lucinda M. Fyon, deceased }

Priscilla Shirley, Administratrix of said estate shows to the court that the personal property belonging to said Estate consists of one watch appraised at $.40 ¢ and five shares of the Capital stock of the Citizens State Bank of Plainfield Indiana, appraised at $550 ¢¢.

That there are unpaid liabilities of said Estate Amounting to more than Seven Hundred Dollars and it will be necessary to sell said property in order to make assets with which to pay said liabilities. That a public sale would incur a large expense and said property can be sold as well at private as at public sale.

She therefore asks for an order to sell said property at private sale for Cash.

Priscilla Shirley.

Subscribed and sworn to this 4th day of September 1900
James L. Clark, (Seal)
Notary Public

My Commission Expires, Sept. 16, 1900.

And the Court being

Wednesday, Sept. 5, 1900 and 3 day of Sept. Term 1900.

freely advised in the premises now orders said Administratrix to sell said property at private sale without notice, and for not less than the appraised value and to report such sale to the present term of this Court.

And Court adjourned until 9 o'clock A.M. tomorrow. Record read and signed in open Court

Thomas J. Cofer
Judge.

Thursday, Sept. 6, 1900 and 4 day of Sept. Term 1900.

Thursday morning Sept. 6, 1900.
Court met pursuant to adjournment.
Present: Honorable Thomas J. Cofer, Judge,

In the Matter of the Estate, of Thomas J. Reed, deceased } Probate of Will.

Comes now John C. Reed, and presents to the court in open court a paper purporting to be the last will and testament of Thomas J. Reed, deceased, and asks that the same be proven and allowed as the last Will and testament of said decedent. Said Will is in the words and figures following, to-wit: (Here Insert) And at the same time came John G. Gilbert, one of the subscribing witnesses to said paper and being duly sworn says that he was present and saw the said Thomas J. Reed sign his name to said paper and at the same time he heard him declare that the said paper was his last will and testament; that he signed the same as a witness in his presence and in the presence of John J. O'Poole, the other subscribing witness, and they signed the same in the presence of the said Thomas J. Reed and in the presence of each other; that at the time the said Thomas J. Reed signed said paper he was of the full age of Twenty One years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint. And the Court being satisfied from the evidence now finds that said paper is the last will and testament of the said Thomas J. Reed and that the same ought to be allowed and probated as such. It is therefore adjudged

Thursday, Sept. 6, 1900 and 4th day of Sept. Term 1900.

by the Court that said instrument above set out, is the last will and testament of Thomas J. Reed and the same is now hereby admitted to probate as such, and the Clerk of this court is hereby ordered to spread the same of record in the Records of Wills of Hendricks County in the State of Indiana.

And Court adjourned until 8:30 O'clock A.M. Tomorrow. Record read and signed in open Court.

Thomas J. Cofer
Judge.

Friday, Sept. 7, 1900 and 5th day of Sept. Term 1900.

Friday morning Sept. 7, 1900.
Court met Pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Clerk's Report.

State of Indiana,
Hendricks County, ss:

To the Honorable Thomas J. Cofer, Judge of the Hendricks Circuit Court:
I, Jim E. Dougan, clerk of said Court, do now submit to you for your consideration and action the following Report of the doings of the Clerk of said Court, in probate matters, during the Vacation from the May Term 1900, to the September Term, 1900, of said Court, to-wit:

"Letters of Administration have been issued as follows:

"Upon the Estate of Elizabeth Thompson, deceased to Jacob Thompson. Amount of Bond - $1000.00
Surety - James M. Thompson."

"Upon the Estate of Carrie F. Walters, deceased, to Alfred L. Walters. Amount of Bond - $5000.00
Sureties - William B. Wilson and William R. McClelland."

"Upon the Estate of Evan Ester, deceased, to Alfred R. Glover. Amount of Bond - $20,000.00
Sureties - Benjamin G. Edmondson and Lear Ester."

"Upon the Estate of Thomas Borders, deceased, to Lewis M. Borders. Amount of Bond - $100.00
Sureties - George M. Brill and George C. Harvey.

"Upon the Estate of Martin F. Dorsett, deceased, to Simon Hadley.
Amount of Bond - $1,500.00
Surety - Nathan S. Carter."

"The Will of Malinda E. Sandusky was admitted to Probate and Letters Testamentary thereon were issued to John M. Edwards.
Amount of Bond - $1000.00
Sureties: Thomas J. Sandusky and John M. Edwards.

"And Letters of Guardianship were issued upon the Estate of Ada B. Proby, minor, to Ethan A. Miles.
Amount of Bond - $200.00
Sureties - Evan Hadley and A. L. Symmons"

Respectfully Submitted;
Jim E. Dougan, Clerk.
of the Hendricks Circuit Court.

And the Court, having Examined said Report approves the same and endorses his approval thereon as follows:
September 7, 1900.
Approved
Thomas J. Cofer. Judge.

In the Matter of the Estate of John H. Hardin, deceased } Final Report.

comes now George T. Pattison, administrator of the Estate of John H. Hardin, deceased, and shows to the Court and files an affidavit of Julian D. Hoyat, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of

the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notice was published on the 24th day of May, 1900, and the last on the 31st day of May, 1900,

Said affidavit reads as follows: (Here Insert).

And he also files the affidavit of himself, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 23rd day of May, 1900.

Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this court on the 23rd day of May, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 15, day of June, 1900.

The court also finds said administrator chargeable with the sum of $1763.34 and that he is entitled to credits on his Vouchers filed in the same sum; that said Administrator has paid into the hands of the Clerk of this Court the sum of $22.91 for distribution among the heirs of Millie Little, deceased, a daughter of John H. Hardin. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed.

Friday, Sept. 7. 1900 and 5th day of Sept. Term 1900.

Rec'd 9/6-1905 of Taylor, Clerk $7.65 my share herein Raymond G. Little
Rec'd 9/6-1905 of Taylor, Clerk $7.65 my share herein Mavis Little
Rec'd 9/12-1905 of Taylor, Clerk $7.63 my share herein Faye M. Little.

And the clerk of this Court is now hereby ordered to pay the said sum of $22.91, now in his hands to the Heirs of the said Millie Little, upon satisfactory proof of heirship.

Said Estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 8:30 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Saturday, Sept. 8. 1900 and 6th day of Sept. Term 1900.

Saturday morning Sept. 8. 1900.
Court met pursuant to adjournment.
Present, Honorable Silas D. Cofey, Special Judge and Thomas J. Cofer, Regular Judge;

Pleas and proceedings had before the Honorable Silas D. Coffey, Special Judge;

In the Matter of the Estate of John C. Koehler, deceased } Final Report:

Comes now R. T. Hollowell, administrator of the estate of John C. Koehler, deceased, and shows to the Court and files an affidavit of Julian D. Hoyt, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 26th day of July, 1900, and the last on the 2nd day of August, 1900,

Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of himself, from which it appears that a like notice was posted at the door of the court house in Hendricks County on the 19th day of July, 1900, Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this Court on the

19th day of July, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 4th day of September 1900.

The court also finds said administrator chargeable with the sum of $1279.02, and that he is entitled to credits on his vouchers filed in the same sum.

The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

Special Judge.

Pleas and proceedings before the Honorable Thomas J. Cofer Regular Judge.

In the Matter of the Estate of Martha D. Branam, deceased. } Final Report.

Comes now Davis A. Morrison, administrator, with the Will annexed, of the Estate of Martha D. Branam, deceased, by Everett Cofer, his attorney, and shows to the Court and files an affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the County of Hendricks, from which affidavit it appears that a notice of the filing of a

final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 7th day of June, 1900, and the last on the 14th day of June, 1900.

Said affidavit reads as follows:

(Here Insert).

And he also files the affidavit of Everett Cofer, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 31st day of May, 1900. Said affidavit reads as follows:

(Here Insert).

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises, the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 31th day of May, 1900, and by an Endorsement in writing on the back thereof was set for hearing on the 4th day of September, 1900.

The Court also finds said Administrator with the Will Annexed chargeable with the sum of $76,85; and that he is entitled to Credits on his Vouchers filed in the sum of $253,24; that the said administrator with the Will Annexed is the only Beneficiary under the Will and that the overplus was advanced by him to pay and satisfy all Claims against said Estate.

The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said Estate is now declared

Saturday, Sept. 8, 1900 and 6th day of Sept. Term 1900

finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Monday.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Monday, Sept. 10, 1900 and 7th day of Sept. Term 1900.

Monday morning September 10, 1900.
Court met pursuant to adjournment.
Present, Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of James F. Lewis, Emma A. Lewis, and John H. Lewis, Minor Heirs of James Lewis, deceased. / Account Current.

Comes now George H. Scearce, Guardian of above named minors, by Miles & Conley, his attorneys, and presents and files his report as such guardian, wherein he shows that he is chargeable with the sum of $139.81; he also shows that James F. Lewis, has arrived at the full age of Twenty One years and that he has made full settlement with him, (the said James F. Lewis), as shown by vouchers on file herein; he also shows that as to his ward, Emma A. Lewis, he is entitled to credits in the sum of $19.31- leaving a balance in his hands due the said Emma A. Lewis in the sum of $24.82; he also shows that he is entitled to credit on his voucher filed in the sum of $1.00 as to his ward John H. Lewis - leaving a balance in his hands due the said John H. Lewis in the sum of $43.13; he further shows that he is entitled to credit on his vouchers filed, for Tapes and Cost, in the sum of $7.40, and he now asks that said report be approved, and that he be discharged from his bond and trust as to the said James F. Lewis, but that said trust be continued as to the other wards.

And the Court, having examined said Report, finds the same in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the Court, that said

Monday, Sept. 10, 1900 and 7th day of Sept. Term 1900.

report be and the same is in all things approved and confirmed; that said guardian be and he is fully and finally discharged from his bond and trust as to the said James F. Lewis, but said Trust be and the same is now continued as to Emma A. and John H. Lewis.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Boyer
Judge

Tuesday, Sept. 11, 1900 and 8th day of Sept. Term 1900.

Tuesday morning, Sept. 11, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Boyer, Judge.

In the Matter of the Guardianship of Daniel Sanahan, a Minor } Appointment of Guard;

Comes now Stephen Maloney, and files the request of Daniel Sanahan, a minor, for the appointment of the said Stephen Maloney as Guardian of the property of the said Daniel Sanahan; the said Stephen Maloney also files an application for Letters of Guardianship upon the property of the said Daniel Sanahan, which request and application read as follows: (Here Insert)

And the Court being fully advised in the premises, and finding the said Stephen Maloney to be a proper person to be intrusted with said Guardianship, does now appoint him Guardian upon his filing a bond in the penal sum of Five Hundred Dollars, with Thomas Maloney and John T. Maloney as his sureties thereon, which bond and the sureties thereon are now duly approved by the Court, and read as follows: (Here Insert)

And the said Stephen Maloney is duly sworn as such Guardian and files a copy of his oath, which is as follows: (Here Insert).

Whereupon letter of Guardianship is now duly issued to the said Stephen Maloney and read as follows: (See L.)

And further proceedings herein are continued.

In the Matter of the Guardianship of William P. Clark, a person of unsound mind } Appointment:

Comes now

Tuesday, Sept. 11, 1900 and 8th day of Sept. Term 1900.

Morton Foster, heretofore appointed by this Court as Guardian of Willian T. Clark, and qualifies as such Guardian by filing his bond herein in the sum of Five Hundred Dollars ($500.00) with Henry Hadley and as sureties thereon, two resident free-holders of said County and State conditioned for the faithful performance of his duties as such Guardian. Said bond being in the sum of $500.00; and now the Court approves said bond, and the Clerk of the Court is hereby authorized and directed to issue letters of Guardianship to the said Morton Foster as Guardian of Willian T. Clark, a person of unsound mind.

And now the Clerk issues to the said Morton Foster letters of Guardianship over the person and property of the said Willian T. Clark, a person of unsound mind and he is sworn to faithfully perform the duties of his Trust, all of which is ordered, adjudged and approved by the Court, and now said Guardian is ordered by the Court to file his inventory with the Clerk of this Court and report his doings in the premises to the Court of his further action and for the Court's approval.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A. M. To-morrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday, Sept. 12, 1900 and 9th day of Sept. Term 1900

Wednesday morning Sept. 12, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Henry Hadley
vs
The Estate of Henry F. Dorrard, Deceased. } No. 1622.

Comes the Administrator herein by Hogate & Clark his attorneys and files an Answer, which reads as follows, to-wit: (See I.)

And the said Estate also files a cross-complaint making George T. Pattison a party and asks the Court to order Summons issued to the said George T. Pattison of Hendricks County to bring him into Court to answer said cross-complaint.

And now the Court orders summons issued to the Sheriff of Hendricks County in the State of Indiana for the said George T. Pattison and the said summons is Returnable on the 24th day of September, 1900. Said cross-complaint reads as follows, to-wit: (Here Insert)

And now comes the said George T. Pattison in his own proper person and makes an appearance to the said cross-complaint, and a rule is hereby entered against the said George T. Pattison and the plaintiff Henry Hadley to answer said cross-complaint.

And a rule is also hereby entered against the plaintiff to reply to the Answer herein.

And this cause is continued.

In the Matter of the Estate of Phebe Lyons, Deceased / Petition for Distribution.

Comes now Mary T. Dodson

Wednesday, Sept. 12, 1900 and 9th day of Sept. Term 1900

and files a Petition for the Distribution of the Funds in said Estate now in the Hands of the Clerk of this Court, which petition reads as follows:(Here Insert)

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Thursday, Sept. 13, 1900 and 10th day of Sept. Term 1900

Thursday morning Sept. 13, 1900,
Court met pursuant to adjournment,
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate,
of Celina Maddox, deceased } Final Report.

Comes now Aaron Acton,
administrator of the Estate of Celina Maddox, deceased, by Hogate & Clark, his attorneys, and shows to the Court and files an affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the county of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 16th day of August 1900, and the last on the 23rd day of August, 1900.

Said affidavit reads as follows:(Here Insert).

And he also files the affidavit of James L. Clark, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 13th day of August, 1900. Said affidavit reads as follows:(Here Insert)

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises, the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 14th day of August, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 6th day of September 1900.

The court also finds said administrator chargeable with the sum of $272.34 and that he is entitled to credits on his vouchers filed in the same sum. The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is duely and finally discharged from his bond and Trust.

All of which is finally ordered, adjudged and decreed by the court.

In the Matter of the Guardianship of Emma V. Warren, a minor } Sale.

Comes now Alva Warren, guardian of Emma V. Warren, minor heir of John B. Sandusky and Allis Sandusky, both deceased, and files his petition praying for an order of this court empowering and ordering him to sell certain real Estate belonging to his said ward and also to purchase certain other Real Estate for the use of his said ward out of the proceeds of said sale, which petition is in words and figures following, to-wit:

State of Indiana, } SS:
Hendricks County, }

Hendricks Circuit Court,
September Term, 1900.

To The Honorable Judge of the Circuit Court of Hendricks County, State of Indiana:

Your petitioner Alva Warren, guardian of Emma V. Warren, a minor, respectfully represents and shows to the court that he is the lawfully appointed guardian of the

above named ward; that his said ward is now of the age of fourteen years and resides with him on lands jointly owned by him and his said ward in said Hendricks County.

That his said ward owns an undivided One Half of the South East quarter of the South West quarter of Section 28 in Township 18 North, Range One East in Boone County and State of Indiana, which interest in said land descended to her from John B. Sandusky, her Grand-father and her aunt Allis Sandusky.

That there is only a very small personal Estate amounting to less than $100.00, belonging to said ward in the hands of this guardian.

That the annual rental value of said real Estate is about $60.00.

That the same is located several miles from the residence of this guardian and his said ward is inconvenient to look after and protect as it should be, and this guardian would further represent that he can sell the same for its full value and can buy land for his ward in Hendricks County in said State lying adjacent to the lands belonging to himself and his said ward jointly at a favorable price.

Wherefore your petitioner asks the court to grant him an order to sell said real Estate situated in said Boone County at Private sale without notice and that he be authorized and empowered to reinvest all of the moneys derived from said Sale. Excepting only so much thereof as may be necessary to pay the Expenses of this proceedings in the purchase of the following Real Estate in Hendricks County and

State of Indiana, to-wit: The West Half of the South East quarter of the South East quarter of Section 15, Township 17 North, Range One East, - Estimated to contain 20 acres, and for all general and proper relief in the premises.

Alva Warren.

Subscribed and sworn to before me this 13th day of September 1900
(Seal) R. P. Hollowell, Notary Public

And the court now Appoints William D. Leaf and L. E. Smith, two disinterested House holders and free-holders of the neighborhood of said real Estate to appraise the following described Real Estate of said ward, to-wit: The undivided One Half interest in and to the Southeast quarter of the Southwest quarter of Section 28, Township 18, North Rouge One East in Boone County and the State of Indiana.

And now said guardian brings into court the appraisement of said real estate made by the said William D. Leaf and L. E. Smith wherein it is now shown that said real Estate is of the value of $1000.00, which appraisement is in words and figures following, to-wit: (Here Insert).

And now said guardian files his bond herein in the fetal sum of $2000.00, with William E. Everett and Thomas J. Sandusky as his sureties thereon which bond is by the court approved and his approval endorsed thereon and is in words and figures following, to-wit: (Here Insert)

And the Court having heard the evidence and being fully advised in the premises finds that

it would be for the benefit of the Estate of the said Emma V. Warren to sell said real Estate situated in Boone County and the State of Indiana and described as follows, to-wit: An undivided One half interest in and to the South East quarter of the South west quarter of Section 28 in Township 18, North, Range 1 East, and to purchase for the Estate of the said Emma V. Warren out of the proceeds arising from the sale of said land in said Boone County the following described real estate in Hendricks County and the State of Indiana, to-wit: The West Half of the South East quarter of the Southeast quarter of Section 15, Township 17, North, Range One (1) East containing 20 Acres.

It is therefore ordered, adjudged and decreed that the said Alva Warren as the guardian of the said Emma V. Warren sell all the right title and interest of the said Emma V. Warren in and to said real Estate situated in said Boone County, Indiana, at Private Sale, without any notice whatever being given of the time and place of said sale, for not less than the full appraised value thereof, the purchase price to be paid Cash in hand, and upon the payment of the purchase money for said land said guardian is ordered to Execute to the Purchaser his deed therefor and bring the same into this Court for approval, and out of the proceeds derived from said sale said guardian is ordered to purchase the above described real Estate situated in said Hendricks County for the Estate of his said Ward, and to pay the full purchase price of the same Cash in hand with holding sufficient moneys to defray the Expenses of this proceeding, and to take from the present holders

of said real Estate situated in said Hendricks County a good and sufficient deed of general warranty and bring the same into this Court for its inspection and approval.

In the Matter of the Guardianship
of Emma V. Warren, a minor.
Report of Sale:-

Comes now Alva Warren, guardian of Emma V. Warren, minor heir of John B. Sandusky and Allie Sandusky, both deceased, and tenders a report of sale of the real estate particularly described in said report as being situated in Boone County and the State of Indiana pursuant to an order of this Court herein made and entered, and also showing the purchase by him as such guardian for his ward certain real Estate in Hendricks County and the State of Indiana particularly described in said report, and which report is in words and figures following, to-wit:-

"The undersigned Alva Warren, guardian of the Estate of Emma V. Warren, minor heir of John B Sandusky and Allie Sandusky, deceased, respectfully reports that pursuant to the order of this Court, entered of record of even date herewith, he offered for sale at private sale, without notice, certain real estate belonging to his said ward situated in Boone County and the State of Indiana, and one John T. Glendenning bid therefor the sum of $1000.00, and that being the full appraised value of said real Estate, and being the best possible offer, this guardian could obtain therefor, he sold to the said John T. Glendenning said

real Estate situated in Boone County and the State of Indiana and described as follows, to-wit: An undivided One Half of the Southeast quarter of the Southwest quarter of Section 28 Township 18, North Range One East, all and for the said sum of $1000.00, cash in hand,

This guardian further reports that said purchaser has paid the full purchase price of said land to this guardian, and he now brings into Court a Deed of and for said real estate to the said John T. Glendenning for the Courts inspection and approval.

And this guardian would further report that pursuant to said order of Court he has applied the sum of $900.00, of the money derived from the sale of said real estate situated in said Boone County to the purchase of the following described real Estate situated in Hendricks County and the State of Indiana, to-wit: The West Half of the South-East quarter of the South-East quarter of Section 15, Township 17, North, Range One East, and has paid to his grantor the full purchase price therefor - leaving a balance in his hands from the sale of said Real Estate in Boone County of $1000.00, which Deed said guardian now brings into Court for its inspection and approval

Alva Warren.

Subscribed and sworn to before me this the 13th day of September 1900.
My Commission Expires Jan. 15, 1904.

R. T. Holden Ell. (Seal)
Notary Public.

And at the same time said Alva Warren as such guardian tenders a deed conveying said real estate situated

in Boone County, Indiana, to the said John T. Glendenning the Purchaser of the same, for the approval of the Court, which Deed is in words and figures, to-wit: (Here Insert)

And he also brings into court a deed to his said ward for said real estate situated in Hendricks County, Indiana, which Deed is in words and figures following, to-wit: (Here Insert)

And the Court, after examining said report and being sufficiently advised in the premises approves said report and sale of the said land in said report described as situated in Boone County, Indiana, and also after examining said deed to the said John T. Glendenning approves the same and orders it delivered to him as evidence of his title to the lands therein described; and the Court also examines the deed to the said ward to the lands by said guardian purchased for his ward in Hendricks County, Indiana, and approves said purchase as made and the deed to the lands purchased by him, and endorses his approval on both of said Deed in words and figures following, to-wit:

"Approved by me in open Court this the 13th day of September 1900."

"Thomas J. Cofer. Judge"

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer

Judge.

Friday morning September 14, 1900.
Court met pursuant to Adjournment.
Present, Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of Emanuel Prebster, deceased. } Final Report.

Comes now Fielding Huddleston, administrator with the Will annexed, of the Estate of Emanuel Prebster, deceased, by Brill & Harvey, his attorneys, and shows to the Court and files an affidavit of William A. King, Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the county of Hendricks, Indiana, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 5th day of July, 1900, and the last on the 12th day of July, 1900. Said affidavit reads as follows: (Here Insert)

He also files the affidavit of George N. Brill, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 30th day of June, 1900, said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 30th day of June, 1900, and

by an endorsement in writing on the back thereof was set for hearing on the 3rd day of September, 1900,

The Court also finds said administrator, with the Will Annexed, chargeable with the sum of $396.95, and that he is entitled to credit on his Vouchers filed in the same sum.

The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said Administrator, with the Will Annexed, is duely and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court

And Court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court

Thomas J. Cofer
Judge.

Saturday morning Sept. 15, 1900.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

Ellis L. Parker, Administrator of the Estate of Eliza A. Salmon, dec'd. vs. The unknown heirs of Elizabeth Jane Walthal, deceased, et al } Notice to Non-Residents Etc.

comes the administrator herein by Fogat & Clark, his attorneys, and shows to the Court that he has had a summons issued to the Sheriff of Montgomery County in the State of Indiana for the defendant William S. Surber, and that the said summons was returned not found,

The administrator also shows that after diligent search he ascertains that the said William S. Surber is a resident of Arkansas, and not a resident of the State of Indiana.

And now the said administrator files an affidavit that the said William S. Surber is a non-resident of the State of Indiana, and that the cause of action herein is to sell the real Estate of decedent to make assets to pay the debts of the said decedent, and the said William S. Surber is a necessary party to said proceeding. And the said affidavit reads as follows, to-wit: (Here Insert)

And now the Court orders the Clerk of this Court to issue for publication a notice of the pendency of this suit and set the same returnable on the 10th day of November, 1900, the same being the 6th day of the November Term 1900, which time this cause is continued,

In the Matter of the Estate
of Bridget Kinney, deceased

Final Report.

Comes John Kinney, administrator of the Estate of Bridget Kinney, deceased, by Hogate & Clark, his attorneys, and Mary Dugan, Ellen Cummins, Hannah Hessian and John Moran, part of the heirs of said decedent. Comes by Brick & Harvey, their attorneys.

And now the said administrator shows to the Court and files the affidavit of Julian D. Hogate, Editor of the "Republican" a public weekly newspaper of general circulation, printed and published in the County of Hendricks and State of Indiana, from which affidavit it appears that a notice of the filing of a final settlement report in this Estate had been published two weeks in succession in said newspaper the first of which publications was on the 2nd. day of August, 1900, and the last on the 9th. day of August, 1900. Said affidavit reads as follows, to-wit:- (Here Insert)

And the said administrator also files the affidavit of James L. Clark, from which it appears that a like notice was posted at the door of the Court House of said County of Hendricks on the 1st. day of August, 1900. Said affidavit reads as follows:- (Here Insert)

And now the final report herein comes on to be heard, and after Examining the said report and being fully advised in the premises, the Court doth say and find that said final report was filed in the Clerk's office on the 1st. day of August, 1900, and by an

endorsement in writing was set for hearing on the 3rd day of September, 1900.

The Court also finds that said administrator is chargeable with the sum of $527.00 and entitled to credits on his vouchers filed in the sum of $46.65, paying into Court the sum of $480.35 to be distributed among the heirs of said decedent.

The said report also shows that the heirs at law and only heirs of said decedent are John Kinney, her husband, and Seven Children as follows:- Mary Dugan, Ellen Cummins, Hannah Hessian, John Moran, Maggie Fox, Thomas Kinney and Delia Kinney.

The Court finds that said report is correct and the same ought to be approved.

And now come John Kinney, Maggie Fox, Thomas Kinney and Delia Kinney and file a disclaimer as follows, to-wit:-

"We undersigned heirs at law of Bridget Kinney, deceased, viz: Maggie Fox, Thomas Kinney and Delia Kinney, children, and John Kinney husband of said decedent, now come and disclaim any interest in the sum of $480.35 paid into Court to be distributed among the heirs of said decedent, and ask the Court to distribute said sum among the other heirs, to-wit: Mary Dugan, Ellen Cummins, Hannah Hessian and John Moran, the heirs of said Bridget Kinney, deceased, by a former husband"

And it is agreed in open Court that in consideration of the foregoing disclaimer the said heirs to whom it is agreed said sum of $480.35 shall be paid, compromise and settle with the said John Kinney and the other

Saturday, Sept. 15, 1900 and 12th day of Sept. Term 1900.

heirs, signing said disclaimer, that all matters and things growing out of the Estate of said Bridget Kinney are settled and compromised between them, and this settlement is to be and is a full settlement of all demands by the heirs of Bridget Kinney on said John Kinney, or any other person connected with this estate, either as administrator or heir.

Wherefore the court now orders the Clerk of this Court to pay out said sum of $480.35 as follows:-

To Mary Dugan	P'd $120.09
To Ellen Cummins	P'd $120.09
To Hannah Hessian	P'd $120.09
To John Moran	P'd $120.08

And said sums may be paid to Brill & Harvey, attorneys.

It is therefore ordered, adjudged and decreed by the Court that said final report of the administrator in the Estate of Bridget Kinney, deceased, be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

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

Thomas J. Cofer
Judge.

Sept. 15. 1900. Received of Jim E. Dougan clerk the sum of $480.35 in full of this Judgment Brill & Harvey Attys.

Monday, Sept. 17, 1900 and 13th day of Sept. Term 1900

Monday morning September 17, 1900.
Court met pursuant to adjournment.
Present, Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate,
of Ashley J. Crews, deceased, } Probate of Will:

Comes now Ethan A. Miles and presents to the court in open court a paper purporting to be the last will and testament of Ashley J. Crews, deceased, and asks that the same be proven and allowed as the last will and testament of said decedent, Said will is in the words and figures following, to wit:- (Here Insert)

And at the same time came Marquis Clampitt, one of the subscribing witnesses to said paper and being duly sworn says that he was present and saw the said Ashley J. Crews sign his name to said paper and at the same time he heard him declare that the said paper was his last will and testament; that he signed the same as a witness in his presence and in the presence of Moses B. Pike, the other subscribing witness, and they signed the same in the presence of the said Ashley J. Crews and in the presence of each other; that at the time the said Ashley J. Crews signed said paper he was of the full age of Twenty One years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint.

And the court being satisfied from the evidence now finds that said paper is the last will and testament of the said Ashley J. Crews and that the same ought to be allowed and

probated as such.

It is therefore adjudged by the Court that said instrument, above set out, is the last will and testament of Ashley J. Crews and the same is now hereby admitted to probate as such, and the Clerk of this court is hereby ordered to spread the same of record in the Records of Wills of Hendricks County in the State of Indiana.

Election of Widow

And now comes the widow of the said Ashley J. Crews, deceased, and files her election as such widow, which said election reads as follows: (Here Insert)

In the Matter of the Estate, of Thomas J. Reed, Deceased. } Report of Appointment Etc.

Comes now Charles R. Reed, the duly appointed, acting and qualified administrator of said Estate by Brick & Forbes, his attorneys, and files a report of his doings as such administrator from the time of his appointment to this date showing that he is chargeable with the sum of $563.60 and that he has Expended in the administration of said Estate to this date the sum of $551.80, leaving a balance in his hands as administrator of said Estate, the sum of $11.80 and now said report is submitted to the Court for Examination and approval and the Court being sufficiently informed and advised in the premises finds the same in all things correct; and indorses his written approval upon said report in these words:

"Examined and approved this 17th day of September, 1900, Thomas J. Cofer, Judge"

And it further appearing by the said report of said administrator that since his appointment as such administrator, and within the last few days there has come to the knowledge of said administrator, a will, duly executed by the decedent, Thomas J. Reed, and which Will has been duly proven, and probated in this Court, all of which is shown by the Record in this office; and the said Charles R. Reed, filed the Renunciation of John C. Reed herein declining to accept the trust of Executor as named in said Will; and the said Charles R. Reed filed his written petition for letters of administration with the Will annexed of the said Thomas J. Reed, deceased, which petition is in words and figures following, to-wit: (Here Insert)

And now said Charles R. Reed filed his bond in the sum of $200.00 with William G. Reed as surety thereon, which bond is duly examined, and approved by the Court and said Charles R. Reed also filed his verified statement in which he is sworn to discharge his duties as administrator with the Will Annexed of the said Thomas J. Reed, deceased, under the terms and conditions in said Will.

All of which is duly approved by the Court and now letters of administration with the Will annexed are issued to the said Charles R. Reed as administrator with the Will annexed of the said Thomas J. Reed, deceased, and the said Charles R. Reed is discharged from his trust, as administrator, therein.

And further proceedings herein are continued.

In the Matter of the Guardianship } New Bond Approved:
of Emma V. Warren, a minor }

Come now James M. Fowler

and Thomas Casserly, sureties on the guardians bond of Alva Warren, guardian of said minor and file their petition requesting that they be released as sureties on said bond, which petition is in words and figures following, towit:

To the Honorable Thomas J. Cofer, Judge of the Hendricks Circuit Court:

We the undersigned, sureties on the bond of Alva Warren in the matter of the guardianship of Emma V. Warren, minor heir of Emma F. Warren, respectfully resign such position as such sureties and ask that Court to release us from further liability on his said bond as such guardian.

Done this the 6th day of August, 1900 James M. Fowler, Thomas Casserly,

And now comes said guardian Alva Warren and waives notice of the filing of said petition, and the Court after being fully advised in the premises, orders that the said Alva Warren Execute a new bond as such guardian, in the penal sum of Five Hundred Dollars with sureties to the approval of the Court.

And now comes the said Alva Warren pursuant to the above order of this court, and tenders to this court a new Bond in the penal Sum of Five Hundred Dollars as guardian herein, with James M. Fowler and James H. Smoot as sureties, which bond the court after being fully advised in the premises, now approves and endorses his approval thereon in words and figures following, towit: (Here Insert), and it shall be taken and deemed that the said James M. Fowler and

Thomas Casserly be and they are hereby relieved from any and all liability for any malfeasance or misfeasance of the said Alva Warren occurring hereafter, but they shall remain for his said acts and omissions heretofore as such guardian.

It is ordered that said guardian pay the costs of this proceeding

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday morning Sept. 18, 1900,
Court met Pursuant to Adjournment
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Bertha Davis, minor heir of Isaac R. Lawson, Deceased,) Final Settlement:

Comes now George E. Davis, guardian of Bertha Davis, minor heir of Isaac R. Lawson, deceased, by Charles Foley, his attorney, and presents and files a final settlement report as such guardian, wherein he shows that he is chargeable in the sum of $784.89 and that he is entitled to credits on his vouchers filed herein in the sum of $784.89 - Leaving nothing in his hands to be accounted for.

He further shows that his ward has arrived at the full age of Twenty-One years and that he has made full settlement with her as evidenced by her receipt on file herein.

He now asks that this report be approved and that he be discharged from his bond and trust.

And the Court, having examined said report and being fully advised in the premises, finds the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be, in all things, approved and confirmed and that the said guardian herein be fully and finally discharged from his bond and trust.

All of which is finally adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday morning Sept. 19, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of John M. Carter, Deceased, } Appointment.

Comes now David W. Carter and files an Application for letters of Administration upon the personal Estate of John M. Carter, deceased which said Application reads as follows: (H.I.)

And the Court, having examined said petition and being fully advised in the premises, and finding the said David W. Carter to be a proper person to be intrusted with said administration does now appointment him Administrator upon the filing of bond in the penal sum of Twenty Four Hundred Dollars, with Mary A. Strong as surety upon said Bond, which bond and the surety thereon is now duly approved by the Court and read as follows: (Here Insert)

Whereupon Letters of Administration are duly issued to the said David W. Carter and read as follows: (Here Insert).

And further proceedings herein are continued.

In the Matter of the Guardianship of Forest L. Reed, minor heir of Thomas J. Reed, Deceased } Land Sale.

Comes now William G. Reed, guardian of Forest L. Reed, above named by Brill & Harvey, his attorneys, and files his verified petition for the sale of certain Real Estate belonging to

said ward, which petition is in words and figures following, to-wit:

State of Indiana, }
County of Hendricks } SS

Hendricks Circuit Court,
September Term, 1900

The undersigned guardian would respectfully show to the Court that his Ward, Forest Reed, a minor, is the owner of a 1/5 interest, subject to the right of the widow in and by virtue of the last Will and Testament of Thomas J. Reed, deceased, and also subject to the debts and liabilities of the said Thomas J. Reed, deceased, including the costs and Expenses of the administration now pending of the Estate of said Thomas J. Reed, deceased, of the following described Real Estate in Hendricks County and State of Indiana, to-wit:

The North West quarter of the North East quarter and the East half of the South West quarter of the North East quarter of Section Twelve (12), in Township Sixteen (16) North of Range One (1) East Estimated to contain Sixty Acres, (60), more or less,

That said minor has no personal estate whatever.

That the probable value of said ward's interest in said Real Estate as subject to the conditions above set out, is Two Hundred Dollars ($200.00).

That the remaining 4/5 interest and the said widows interest as aforesaid, all of whom are adults over the age of twenty-one years have been contracted by them to be sold.

And that it is necessary in order to properly settle said Estate and to equalize the several interests in and to said Real Estate to sell the same.

That it would be to the best interests of said minor that his interest also be sold conveying to the purchaser aforesaid his interest therein together with the other interest in said Real Estate and that the money derived therefrom to be used for said ward to more advantage than it could otherwise be if left remaining in said Real Estate.

That he believes and says to the Court that the purchase price which he would receive for said Ward's interest is a good price for said Real Estate.

And that more money can be realized by this sale as hereinafter prayed for, at this time than at any other Period.

And now said guardian asks the Court for an order empowering him to sell said Real Estate after same has been duly appraised and the guardian has given Bond.

William G Reed.

Subscribed and sworn to before me this 19th. day of September A.D. 1900.

Geo. C. Harvey, (Seal)
Notary Public.

My Commission.
Expires June 24, 1901

And the Court being sufficiently informed and advised in the premises and having examined guardian under oath finds that the allegations contained in the petition are true and that the prayer of said guardian ought to be granted.

And now in order to perfect the sale of the Real Estate mentioned in the petition the Court appoints,

as appraisers, to appraise said Real Estate, George T. Pattison and J. W. Beck, two reputable freeholders of the County to appraise said Real Estate.

And now said Guardian files the appraisement of the aforesaid, Pattison and Beck, together with their oath, appraising said Real Estate in the sum of Two Hundred Dollars, which appraisement and oath is now approved by the Court and is in words and figures following, towit: (Here Insert)

And now the Court orders said guardian to proceed with the sale of the Real Estate of his ward mentioned in the petition at private sale without notice, by first giving bond for the faithful discharge of his duties as such Guardian, in the premises, in the sum of Four Hundred Dollars; and now said guardian presents to the Court his bond, as ordered in the aforesaid sum of Four Hundred Dollars with Charles R. Reed, as his surety thereon, which bond is approved by the Court, and is in words and figures following, towit: (Here Insert)

And now again come the said William G. Reed, guardian aforesaid, and files his verified report of the sale of said Real Estate, which report is now duly examined by the Court and all the evidence thereto Exhibited to the Court, the Court being fully advised now approves the said report of sale in all things, and indorses his written approval thereon, which report is as follows, towit:

State of Indiana } SS:
County of Hendricks }

Hendricks Circuit Court.
September Term, 1900.

In the Matter of the Guardianship }
of Forest Reed, a minor. }

The undersigned,

guardian, respectfully reports to the Court that Pursuant to the order of this Court duly made and entered of Record, that he offers for Sale at Private Sale to the highest and best bidder, for not less than the appraisement thereof, the following described Real Estate, to-wit:

A 1/5 undivided interest subject to the rights of the widow in and by virtue of the Last Will and testament of Thomas J. Reed, deceased, and also subject to the debts and liabilities of the said Thomas J. Reed, deceased, including the costs and Expenses of the administration with the Will annexed now pending of the Estate of said Thomas J. Reed, deceased, the North West quarter of the North East quarter and the East Half of the South West quarter of the North East quarter of Section Twelve (12) in Township Sixteen (16) North of Range One (1) East, Estimated to contain in the whole of the above described tract, Sixty Acres, (60), more or less.

That Pursuant to the order of the Court made in the premises he proceeded to have said Real Estate appraised by George T. Pattison and J. W. Beck, heretofore appointed by the Court, to appraise the same. which appraisement he says has been duly approved by the Court, and shows the above described tract appraised in the sum of Two Hundred Dollars and which appraisement is herewith Exhibited to the Court.

And the said guardian also shows his bond Executed for the purpose of this sale in the sum of Four Hundred Dollars with Charles R. Reed as his surety, which Bond has been approved by the Court, conditioned for his faithful accounting of the funds derived from said sale.

And said guardian says:

That he offered said Real Estate above described for sale at private sale under the terms and conditions of the orders of this Court.

And that Thomas Walsh and Anna Walsh did bid for said above described Real Estate the sum of Two Hundred Dollars ($200.00) and that being the appraisement thereof and as shown by the petition, the said Purchasers having heretofore purchased all of the remaining interest in said Real Estate, and that being the highest, best and only bid offered therefor, I then and there sold said Real Estate to said Purchasers for the amount above named.

That said Purchasers paying to me in cash for said Real Estate the above sum of Two Hundred Dollars.

And said guardian now asks that this report be approved and confirmed in all things and that he be ordered, as such guardian to Execute to said Purchasers his guardian's Deed for said Real Estate.

William G. Reed,
Guardian of Forest Reed.

Subscribed and sworn to before me this 19th day of September, A. D. 1900.
Geo. C. Harvey, (Seal)
Notary Public

My Commission Expires June 24, 1901.

And the said report being in all things according to law and duly approved, the said guardian, William G. Reed, is now ordered by the Court to Execute to the Purchasers of said Real Estate, Thomas Walsh and Anna Walsh his guardian's Deed conveying to said Purchasers the Real Estate of his said Ward mentioned herein.

And now the said William G. Reed, guardian as aforesaid,

Wednesday, Sept. 19, 1900 and 15th day of Sept. Term 1900.

presents to the Court his guardian's Deed conveying the Real Estate herein described to the said purchasers, Thomas Walsh and Anna Walsh and which Deed is duly Examined by the Court and is approved.

And the Court now indorses upon said Deed his written approval in these words - "Examined and approved in Open Court this 19th. day of September, A. D. 1900. Thomas J. Cofer, Judge of Hendricks Circuit Court."

And now said William G. Reed, guardian is ordered by the Court to deliver to said purchasers said Deed as evidence of the purchasers' title to the foregoing described Real Estate.

And Court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court

Thomas J. Cofer
Judge.

Thursday, Sept. 20, 1900 and 16th day of Sept. Term, 1900.

Thursday morning Sept. 20, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Pearl Cates, minor heir of Mordecai Hadley, deceased. } Final Settlement;

Comes now Job Rogers, guardian of Pearl Cates, minor heir of Mordecai Hadley, deceased, and presents and files a final settlement Report as such guardian, wherein he shows that he is chargeable in the sum of $258.57 and that he is entitled to credits on his vouchers filed herein in the same sum.

Said guardian also shows that his said ward is at this time intermarried with a man of full age, that is of twenty one years, and that he has made full settlement with both the ward and her husband, as shown by their receipt now on file herein.

He now asks that this report be approved and that he be discharged from his bond and trust herein as such guardian.

And the Court, now having Examined said report and being fully advised in the premises finds said report in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that said guardian be and he is now fully and finally discharged from his bond and trust.

All of which is now finally adjudged and decreed by the Court.

Thursday, Sept. 20, 1900 and 16th day of Sept. Term 1900

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Hoffer
Judge.

Friday, Sept. 21, 1900 and 17th day of Sept. Term 1900,

Friday morning September 21, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Hoffer, Judge.

In the Matter of the Guardianship
of Francis Newman, Deceased. } Account Current.

Comes now Abraham Williamson, guardian of Francis Newman, minor heir of Lilian Newman, deceased, and presents and files a report as such guardian, wherein he shows that he is chargeable with the sum of ——— $153.57 and that he is entitled to credits on his vouchers filed herein in the sum of ——— $3.50 Leaving a balance in his hands in the sum of $150.07 which sum is now at interest.

He asks that this report be approved and his trust herein continued.

And the court having examined said report, finds the same in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed, and said Trust be and the same is continued

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Hoffer
Judge.

Saturday morning Sept. 22, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Rachel C. Parker, Administratrix with the Will annexed of the Estate of Lurena Barnard, deceased.
vs.
Rachel C. Parker,
Calvin E. Parker,
Cora Walton,
Lora Parker,
Catherine Sheets and
Emma Page.

No. 1614 Land Sale Proceedings:

Comes now the Plaintiff by Adams & Enloe, her attorneys, and comes also the defendants Rachel C. Parker, Cora Walton, Lora Parker and Catherine Sheets in person and file their Answer herein in words as follows: (Here Insert)

And it appearing to the satisfaction of the Court by the Sheriffs return indorsed on the Summons issued for Emma Page, which summons and Sheriffs return are in words as follows: (Here Insert) that said defendant has been personally notified of the filing and pendency of this proceeding at least Ten days before the first day of the present Term of this Court.

And it further appearing to the satisfaction of the Court by the affidavit of J. D. Hogate, Publisher and Proprietor of the Hendricks County Republican, a Newspaper of general circulation, printed and published in said County, which affidavit is in words as follows: (Here Insert), that the defendant, Calvin E. Parker, a

Non Resident, has been legally notified by three successive weekly publications in said Newspaper, the first of which publications was on the day of 1900, and the last more than thirty days before the first day of the present term of this Court.

And the said Calvin E. Parker and Emma Page, each failing to appear and answer herein are now, upon motion, Each three times loudly called, in open Court, but come not, and herein wholly make default

And now upon the issues joined by said Complaint, Answers and defaults, this cause is submitted to the Court for trial, hearing, 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 doth say and find- That on the 4th day of March, 1879, one Lurena Barnard died Estate the owner in fee simple of the following described Real Estate, situated in Hendricks County and State of Indiana, to-wit: The North East quarter (1/4) of the North West quarter (1/4) of Section Thirty three (33) Township Sixteen (15) North Range Two (2) West- Containing 40 Acres more or less.

And the court finds that by the terms of said Decedents Will, said Real Estate should at the death of one John Barton Parker be sold and the proceeds thereof divided equally between Rachel C. Parker and the Children of one William F. Parker, deceased.

And the Court finds that the defendants Cora Walton, Lora Parker, Catherine Sheets and Emma Page are the only Children of said William F. Parker, deceased,

and that said John Barton Parker, died on the 26th day of July, 1899. And that the defendants Calvin E. Parker, a son of said Shurena Barnard, deceased, has no interest whatever in said Land Sale proceeds.

And the Court further finds that it is necessary that said Real Estate be sold by a Commissioner to be hereinafter named in order that the proceeds of said sale be divided as directed by said Will.

Wherefore it is now ordered, adjudged and Decreed by the Court that said Real Estate be sold at Private Sale for not less than the appraisement - after giving Notice by Publication in a Newspaper of general circulation in said County for Two Weeks and by posting at least 5 Copies of said printed notices in Marion Township, wherein said Real Estate is situated, for said time, on the following Terms - One third of Purchase money Cash in Hand - The Purchaser to gives Notes for the residue in Two Equal Payments - due in Six (6) and Twelve (12) months from Date of sale, bearing interest at 6% from date, Secured by a mortgage on said Real Estate - waiving relief from valuation and appraisement Laws and providing for attorneys fee.

And now for the purpose of carrying into effect the foregoing Decree, the Court appoints Jonathan Walton Commissioner herein, who is ordered and directed to file his bond herein to be approved by the Court in the Sum of $3200.00.

And that said Walton shall also file his official oath for the faithful performance of his duties herein as Commissioner; and then shall have said Real Estate appraised by two disinterested

free-holders of the neighborhood and file his appraisement herein.

And now comes the said Jonathan Walton and files the appraisement made by Aaron T. Dooley and David P. Higgins, which said appraisement reads as follows: (Here Insert) whereby said land is appraised at $1600.00; and said Commissioner now files his bond herein in the Sum of $3200.00, with William Higgins as surety thereon, which bond is now duly approved by the Court, and is in words and figures following, to-wit: (Here Insert)

And Court adjourned until 9 o'clock A.M. Monday.
Record read and signed in open Court.

Thomas J. Hodges
Judge.

Monday morning Sept. 24, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of Eliza J. Waters, Deceased.

Comes now Sarah E. Hall, administratrix of the Estate of Eliza J. Waters and files her petition for an order to sell personal property at private sale which petition is as follows: (Here Insert)

And the Court being sufficiently advised in the premises now orders said administratrix to sell all of the personal property of said Estate at private sale without Notice for Cash and not less than the appraised Value.

State of Indiana on the
Relation of John A. Lundiff.
vs. } No.
Harvey R. Benbow

Comes now the relator by Brill & Harvey, his attorneys, and presents to the Court his verified petition asking to be restored to the management of his property, of which the defendant Harvey R. Benbow, is the legally appointed, qualified and acting Guardian, which petition is in words and figures as follows, to-wit: (Ins.)

Now also comes the said defendant, Harvey R. Benbow, in his own proper person, and enters his unqualified appearance to the petition in writing, which appearance and answer is in words and figures following, to-wit: (Ins.)

And the said Guardian, Harvey R. Benbow, admitting all the allegations of the petition to be true, and

this matter having been submitted to the Court for trial, finding and a judgment without the intervention of the Jury and the evidence being heard, and the Court being fully advised in the premises, now finds for the petitioner in all things.

That the said petitioner, John A. Lundiff, is a resident inhabitant of Hendricks County, and State of Indiana, and that he is a person of sound mind and capable of managing his own Estate, and that the said guardianship should cease, and the said Guardian be discharged.

It is further ordered by the Court, that the said guardian Harvey R. Benbow, before and present to the Court a final Report of his doings as such guardian for the approval of the Court.

And now comes said guardian, Harvey R. Benbow, and files his final report, as such guardian, of the personal property of the said John A. Lundiff, and which report is in words and figures following, to-wit: (Here Insert)

And the Court being fully advised in the premises, finds said Report to be correct in all things, and now discharges said guardian from his trust and further liability upon his bond.

It is therefore ordered, adjudged and decreed by the Court that the said John A. Lundiff is a person of sound mind, a resident of Hendricks County, Indiana, and that he is capable of managing his own Estate.

It is further ordered, adjudged and decreed by the Court that the said guardian, Harvey R. Benbow, be discharged of his further trust in this

Monday, Sept. 24, 1900 and 19th day of Sept. Term 1900.

behalf and that his report be in all things approved, and the said guardian discharged.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday, Sept. 25, 1900 and 20th day of Sept. Term 1900.

Tuesday morning Sept. 25, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday morning Sept. 26, 1900.
Court met Pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate, of Melvina Hodge, deceased, } Final Report:

Comes now Frank Johnson, administrator of the Estate of Melvina Hodge, deceased, by Brill & Harvey, his attorneys, and shows to the court and files an affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the County of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 30th day of August, 1900, and the last on the 6th day of September, 1900, said affidavit reads as follows: (H.I.)

And he also files the affidavit of George C. Harvey, from which it appears that a like notice was posted at the door of the court house in Hendricks County on the 29th day of August, 1900, said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the Clerk of this court on the 29th day of August, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 22nd day of September, 1900.

The court also finds said

administrator chargeable with the sum of $278.57 and that he is entitled to credits on his vouchers filed in the same sum.

The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Thursday, Sept. 27, 1900 and 22nd day of Sept. Term 1900.

Thursday morning Sept. 27, 1900.
Court met pursuant to adjournment.
Present: Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Arthur B. Scotton, Emma Scotton, Minnie Warren and James Warren, Minor Heirs of William and Mary Beauvridge) Report and Appointment.

Comes now Reuben F. Shields Administrator of the Estate of Ashley J. Crews, by Miles & Easley, his attorneys, and shows to the Court that the said Ashley J. Crews departed this life on the 11th day of September, 1900.

And now comes Edgar Pike and files the request of said minors for the appointment of said Edgar Pike as such guardian.

And the said Edgar Pike files his application herein, and also his bond in the penal sum of One Thousand Dollars with Everett Roberds and James D. Pratt as his sureties thereon, which bond is now approved by the Court.

And now the said Edgar Pike is by the Court duly appointed guardian of said minors, Towit: Arthur B. Scotton, Emma Scotton, Minnie Warren and James Warren and takes and subscribes his oath as such guardian.

And now comes the said Reuben F. Shields, administrator as aforesaid and files his final report herein showing therein the Amounts Chargeable against the Estate of said Ashley J. Crews and the Amount of Credits thereto.

That there is now a balance on Hands due said wards as follows:

Thursday, Sept. 27, 1900 and 22nd day of Sept. Term 1900

Arthur B. Scotton -		$ 148.41
Emma Scotton -		$ 170.88
Minnie Warren -		$ 169.02
James Warren -		$ 155.42
	Total	$ 643.73

And said Administrator files the receipt of said Edgar Pike, Guardian, as aforesaid for said sum of $643.73.

And the Court having Examined said report approves the same in all things and orders that the estate of said Ashley J. Crews be discharged from all further liabilities on account of said trust.

In the Matter of the Estate of Ashley J. Crews, Deceased) Appointment of Admr.

Comes now Reuben F. Shields and files his petition for letters of Administration upon the personal Estate of Ashley J. Crews, deceased, which said petition reads as follows: (Here Insert).

And the Court, now having examined said petition and being fully advised in the premises, and finding said Reuben F. Shields to be a proper person to be intrusted with said administration does now appoint him Administrator with the Will Annexed, upon the filing of bond in the penal sum of One Thousand Dollars with Margaret Crews as surety upon said Bond, which bond and the surety thereon are now duly approved by the Court, and read as follows: (Here Insert).

Whereupon letters of administration with the Will Annexed are now duly issued to the said Reuben F. Shields, and read as follows: (Here Insert)

And further proceedings herein are continued

Thursday, Sept. 27, 1900 and 22nd day of Sept. Term 1900.

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court.

Thomas J. Cooper
Judge.

Friday, Sept. 28, 1900 and 23rd day of Sept. Term 1900.

Friday morning September 28, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cooper, Judge.

In the Matter of the Guardianship of Frank C. Mc Pheeters, minor heir of Theophilus Mc Pheeters, Decd } Final Report:

Comes now Michael Liggins, guardian of Frank C. Mc Pheeters, minor heir of Theophilus Mc Pheeters, and presents and files a Final Settlement Report, wherein he shows, that, as such guardian, he is chargeable with the sum of $225.87, and that he is entitled to credits on his vouchers on file herein in the sum of $225.87 - Leaving nothing in his hands to be accounted for.

He also shows that his ward has arrived at the full age of twenty-one years and that he has made full settlement with him.

He now asks that this report be approved and that he be discharged from his bond and trust.

And the court, having examined said report, and being fully advised in the premises, finds said report in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed - Said guardianship is now declared fully and finally settled and said guardian is now discharged from his bond and trust.

All of which is now finally adjudged and decreed by the Court.

Friday, Sept. 28, 1900 and 23rd day of Sept. Term 1900.

And Court adjourned until 9 o'clock A.M. Tomorrow.

Thomas J. Hogsett
Judge.

Saturday, Sept. 29, 1900 and 24th day of Sept. Term 1900.

Saturday morning September 29, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Hogsett, Judge.

In the Matter of the Estate of Frederick Leonard, Dec'd } Appointment of Admrx.

Comes now Rachel Leonard and files her petition for letters of Administration upon the personal Estate of Frederick Leonard, deceased, which said petition reads as follows: (Here Insert).

And the Court now having examined said petition and being fully advised in the premises, and finding said Rachel Leonard to be a proper person to be intrusted with said administration, does now appoint her Administratrix upon the filing of bond in the penal sum of Five Hundred Dollars with John T. Leonard and James Simmons as sureties upon said bond, which bond and the sureties thereon are now duly approved by the Court, and read as follows: (Here Insert)

Whereupon Letters of Administration are duly issued to the said Rachel Leonard, and read as follows: (Here Insert)

And further proceedings herein are continued.

And Court adjourned until 9 o'clock A.M. Monday
Record read and signed in open Court.

Thomas J. Hogsett
Judge.

Monday, October 1, 1900 and 25th day of Sept. Term 1900.

Monday morning October 1, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Estella M. Phillips, deceased. } Account Current:

Comes now O.P. Phillips, guardian of Estella M. Phillips, minor heir of Mary E. Phillips, deceased, and presents and files a report, wherein he shows that, as such guardian, he is chargeable with the sum of $237.40 and that he is entitled to credits on his vouchers filed herein in the sum of ---------- $6.74, leaving a balance on hand in the sum of $230.66, of which Amount $230.00 is now at Interest.

Said guardian asks that said report be approved and his trust herein be continued.

And the court, having examined said report and being fully advised in the premises, finds said report in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and confirmed and said trust herein continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday, October 2, 1900 and 26th day of Sept. Term 1900

Tuesday morning October 2, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Forest E. and Homer C. Flynn, minor heirs of Casander A. Flynn, Deceased } Account Current:

Comes now John F. Stephenson, guardian of Forest E and Homer C. Flynn, minor heirs of Casander A. Flynn, deceased, and presents and files a report of his doings as such guardian, wherein he shows that as to his ward Forest E. Flynn, he is chargeable with the sum of $286.26 and that he is entitled to credits on his vouchers filed herein in the sum of $144.50- leaving a balance in his hands due the said Forest E. Flynn in the sum of ---------- $141.76

He also shows that, as to his ward, Homer C. Flynn, he is chargeable with the sum of $288.83 and that he is entitled to credits on his vouchers filed herein in the sum of $34.50 - leaving a balance in his hands due the said Homer C. Flynn in the sum of $254.33.

He now asks that this report be approved and that the trust herein be continued.

And the court, having examined said report, and being fully advised in the premises, finds said report in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the court that said report be, and the same is in all things approved and confirmed, and that said trust be continued.

Tuesday, October 2, 1900 and 26th day of Sept. Term 1900.

And court adjourned until 9 o'clock A.M. Tomorrow.

Thomas J. Cofer
Judge.

Wednesday, October 3, 1900 and 27th day of Sept. Term 1900

Wednesday morning October 3, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge,

Robert L. O. Flair
vs.
The Estate of Andrew J. Bowen, Deceased. et al } No. 1579.

Come now again the parties by counsel and the court being fully advised in the premises overrule the Motion for a New Trial of this cause, to which ruling of the court, defendant, The Estate of Andrew J Bowen, deceased, at the time excepts, and said defendant is allowed Ninety Days time in which to prepare and tender its Bill of Exception,

And now the defendant, the Estate of Andrew J Bowen, deceased, prays an appeal to the Appellate Court of the State of Indiana.

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Thursday, Oct. 4, 1900 and 28th day of Sept. Term 1900.

Thursday morning October 4, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Margaret L. A. Bateman,
Effort } No.

And now the Court, of its own motion, has the petitioner herein three times loudly called in open court, but she comes not.

And now this cause is dismissed for want of prosecution at the cost of the petitioner.

It is therefore considered and adjudged by the Court that the petitioner herein pay the costs of this action to-wit at dollars.

And Court adjourned until 9:15 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Friday, Oct. 5, 1900 and 29th day of Sept. Term 1900.

Friday morning October 5, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

(This report was filed and approved on the 20th day of Oct. 1900. but by mistake was recorded on this page of this Order Book. - clerk -

In the Matter of the guardianship of Urban E. Elmore, minor heir of Vina Elmore, Deceased. } Final Report.

Comes now Elijah Brewer, guardian of Urban E. Elmore, minor heir of Vina Elmore, deceased, by Brill & Harvey, his attorneys, and presents and files a Report of his doings as such guardian, wherein he shows that he is chargeable in the sum of ——— $59.22 and that he is entitled to credits on his vouchers filed herein in the sum of - - - - $59.22 leaving nothing in his hands to be accounted for.

He also shows that said ward has arrived at the full age of twenty-one years and that he has made full settlement with him as shown by voucher on file.

He now asks that this report be approved and that he be discharged from his bond and trust.

And the court, having examined said report, and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the court, that said report be and the same is in all things approved and confirmed. Said guardian is now fully and finally discharged from his bond and Trust.

Friday, October 5, 1900 and 29th day of Sept. Term 1900

And Court adjourned until 9 o'clock A.M. Tomorrow.

Thomas J. Cofer
Judge.

Saturday, Oct. 6, 1900 and 30th day of Sept. Term 1900.

Saturday morning Oct. 6, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of Joseph B and Elizabeth Temple, } Final Report.
Deceased.

comes now Thomas J. Adams, Administrator of the Estate of Joseph B. and Elizabeth Temple, deceased, by Adams & Enloe, his attorneys, and shows to the court and files an affidavit of Bert Pace, Editor of the North Salem Herald, a weekly newspaper of general circulation printed and published in the County of Kendricks from which affidavit it appears that a Notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which Notices was published on the 6th day of July 1900, and the last on the 13th day of July, 1900, - Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of Counsel, from which it appears that a like notice was posted at the door of the Court-house in Kendricks County on the 29th day of June 1900, Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises, the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 29th day of June, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 3rd day of September, 1900. The Court also finds said Administrator chargeable with the sum of $515.65, and that he is entitled to credits on his vouchers filed in the same sum.

Saturday, Oct. 6. 1900 and 30th day of Sept. Term 1900.

The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is duely and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the court.

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

Thomas J. Cofer
Judge.

Monday, Oct. 8. 1900 and 31st day of Sept. Term 1900.

Monday morning Oct. 8, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of Henry Holderman, Deceased } Appointment Etc:

Comes now A.S. McCormick and files his petition for letter of administration upon the personal Estate of Henry Holderman, Deceased, which petition reads as follows: (Here Insert)

And the court, having examined said petition and being duely advised in the premises, and finding the said A.S. McCormick to be a proper person to be intrusted with said Administration, does now appoint him Administrator De Bonis Non upon the filing of bond in the penal sum of $3500.00, with Jesse L. Thark and Amos D. McCormick as sureties upon said bond, which bond and the sureties thereon are now duly approved by the court and read as follows: (Here Insert)

Whereupon Letters of Administration De Bonis Non are duly issued to the said A.S. McCormick and read as follows: (Here Insert).

And now the Clerk of this is hereby ordered to pay to the said A.S. McCormick the Amount of money now in his hands belonging to said Estate and take his receipt therefor.

In the Matter of the Estate of Catharine Perkins, deceased } Final Report:

Comes now Elihu F. Barker Administrator of the Estate of Catharine Perkins, deceased, and shows to the court and files an

Monday, Oct. 8, 1900 and 31 day of Sept. Term 1900

affidavit of W. A. King, Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the County of Hendricks, State of Indiana, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 7 day of September 1900, and the last on the 14 day of September 1900, said affidavit reads as follows:- (Here Insert)

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the Clerk of this court on the 5 day of September, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 29 day of September, 1900.

The court also finds said administrator chargeable with the sum of $365.00, and that he is entitled to credits on his vouchers filed in the sum of $240.04 - leaving a balance in his hands for distribution among the heirs in the sum of $124.96; that Catharine Perkins left surviving her the following named heirs and who are entitled to said sum in the following proportions, to wit:

Joshua Perkins, husband	1/3	Pd $ 41.65 1/3
Julia Parsons,	2/27	Pd $ 9.25 5/9
George Perkins	2/27	Pd $ 9.25 5/9
Samuel Perkins	2/27	Pd $ 9.25 5/9
Frank Perkins	2/27	Pd $ 9.25 5/9
Elizabeth Polk	2/27	Pd $ 9.25 5/9
Martha Robinson	2/27	Pd $ 9.25 5/9
Emma Suetiker	2/27	Pd $ 9.25 5/9
Thomas Perkins	2/27	Pd $ 9.25 5/9
Ollie Perkins	2/27	Pd $ 9.25 5/9

Rec'd 9/28-1903 of Dougan, Clerk $1850 the share of Emma Suetiker and Ollie Perkins herein. John S. Perkins O. F. Index "P"

Monday, Oct. 8, 1900 and 31 day of Sept Term 1900

that said administrator has paid said amount of $124.96 into the hands of the Clerk of this Court for said heirs taking his receipt therefor.

The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

And the Clerk of this Court is now ordered to pay to the Heirs of the said Catharine Perkins, deceased, the sum of money now in his hand; and to pay to each the said sum above found due each taking receipts therefor.

All of which is finally ordered, adjudged and decreed by the Court.

Oct. 18, 1900 - Rec'd of Dougan, Clerk $9.25 my part herein - Sam Perkins

Oct. 20, 1900, Rec'd of Dougan, Clerk $9.25 my part herein George Perkins

Oct. 24, 1900, Rec'd of Dougan, Clerk $9.25 - part herein assigned to me by Martha Robinson - Assignment on file - under R.

Ray Hawkins

And court adjourned until 9:15 o'clock A.M. Tomorrow.

Record read and signed in open Court

Rec Oct 24-1900 of Dougan Clk $9.25 my share herein Julia A. Parsons

Thomas J. Cofer
Judge

Rec Nov 5-1900 of Dougan Clk $9.25 my share herein, Frank Perkins By Order Filed Sam Perkins

Rec Nov 5. 1900 of Dougan Clk $41.65 my share herein Joshua Perkins By ~~Order~~ filed Sam Perkins

Rec Nov 12 1900 of Dougan Clerk $9.25 my share herein Thos. Perkins

Nov. 21, 1900, Rec'd of Dougan, Clerk $9.25 my part herein - (Order on file)
Bettie Perkins By Sam Perkins

Tuesday, October 9, 1900 and 32nd day of Sept. Term 1900.

Tuesday morning October 9, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of Margaret J. Hylton, Decd. } Appointment of Admr.

Comes now James W. Smith and files a Petition for letters of administration upon the Estate of Margaret J. Hylton, deceased, which said Petition reads as follows: (Here Insert)

And the Court having Examined said Petition and finding the said James W. Smith to be a proper and suitable person to be intrusted with said Administration, does now appoint him Administrator upon the filing of bond in the penal sum of One Thousand Dollars with William A. Smith as surety upon said Bond.

Whereupon letters of administration are duly issued to the said James W. Smith as follows, towit: (Here Insert).

In the Matter of the Guardianship of Charles T. McCord and Glenden E. McCord } Appointment.

Comes now Nancy E. McCord and presents and files the Request of Charles T. McCord, minor heir of James H. McCord, deceased, wherein the said Charles T. McCord requests the appointment of Nancy E. McCord as his legal guardian, which said request reads as follows; (Here Insert).

And the said Nancy E. McCord also files her application for letters of guardianship upon the persons and

Tuesday, Oct. 9, 1900 and 32nd day of Sept. Term 1900

Estate of Charles T. McCord and Glenden E. McCord, both minor heirs of James H. McCord, deceased, which Application reads as follows: (Here Insert).

And the Court having Examined said application and being fully advised in the premises, does now appoint the said Nancy E. McCord guardian upon the filing of bond in the penal sum of Three Hundred Dollars, with William M. Pritchett and Thomas B. Pritchett as sureties upon said bond, which bond is now duly approved by the Court and reads as follows: (Here Insert).

Whereupon letters of guardianship are duly issued to the said Nancy E. McCord and read as follows: (Here Insert)

And further proceedings herein are continued.

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Wednesday, Oct. 10, 1900 and 33rd day of Sept. Term 1900.

Wednesday morning October 10, 1900,
Court met pursuant to adjournment,
Present Honorable Thomas J. Cofer, Judge.

And Court adjourned until 9 o'clock A.M. Tomorrow

Thomas J. Cofer
Judge.

Thursday, Oct. 11, 1900 and 34th day of Sept. Term 1900.

Thursday morning October 11, 1900,
Court met pursuant to adjournment,
Present Honorable Thomas J. Cofer, Judge.

And Court adjourned until 9 o'clock A.M. Tomorrow

Thomas J. Cofer
Judge.

Friday, Oct. 12, 1900 and 35 day of Sept. Term 1900.

Friday morning October 12, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

And Court adjourned until 9 o'clock A.M. Tomorrow.

Thomas J. Cofer
Judge.

Saturday, Oct. 13, 1900 and 36 day of Sept. Term 1900

Saturday morning October 13, 1900
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Mary C. Fawson, minor heir of Stella L. Fawson, deceased.) Final Report.

Comes now John O. Wishard, guardian of Mary C. Fawson, minor heir of Stella L. Fawson and presents and files a final Settlement Report as such guardian, wherein he shows that he is chargeable in the sum of $1923.25 and that he is entitled to credits on his vouchers filed herein in the sum of $1923.25 leaving nothing in his hands to account for.

Said guardian also shows that his ward has arrived at the full age of twenty one years and that he has made full settlement with her as evidenced by her receipt filed herein.

Said guardian now asks that this report be approved and that he be discharged from his bond and trust.

And the Court, having Examined said report, finds the same in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and said guardian be and he now is fully and finally discharged from his bond and trust.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Monday morning October 15, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Rachel L. Parker, Administratrix
with the Will Annexed of the Estate
of Lurena Barnard, deceased,
to
Calvin E. Parker and others,
No. 1614 Report of Sale.

Comes now Jonathan Walton, Commissioner to sell Real Estate in the above Cause, and shows to the satisfaction of the Court, by the affidavit of Julian D. Hogate Publisher and Proprietor of the Hendricks County Republican, a weekly newspaper of general circulation in said County - which Affidavit and proof of publication is in words as follows: (Here Insert), that Pursuant to the order of the Court herein said Commissioner caused a Notice to be published in said News-Paper for more than Two weeks in succession, the first being on the 27th day of September, 1900.

That on the 13th day of October 1900, he would offer at Private Sale for not less than the Appraisement, at the Law Office of Adams & Chloe in the town of Danville in said County the following described Real Estate, to-wit: The North East quarter (1/4) of the North West quarter (1/4) of Section Thirty-three (33), Township Sixteen (16) North, Range Two (2) West in the aforesaid County and State on the Terms prescribed in the order herein Viz.- One third cash in hand, the residue in two equal payments due in six and Twelve months, bearing interest.

And said Commissioner further shows to the Court by his own

affidavit in words as follows: (Here Insert), that he posted in at least five public places, more than two weeks before the day of sale, in Marion Township wherein such Real Estate is located - printed Copies of the published Notice giving time, place and terms of said sale.

And said Commissioner would now respectfully report that at the hour of One O'clock P.M. on the 13th day of October, 1900, at the place designated in the Notices of sale herein, he then and there proceeded to offer said Real Estate for sale - there being divers Competent bidders present.

And that after various bids William T. Higgins bid and offered the sum of Two Thousand Dollars Cash in hand for the same, and being the highest and best bid and being $400. more than the Appraisement, and there being no prospect of a better offer the same was then and there sold to said Higgins for said sum of $2000, which sum was paid Cash in hand and your Commissioner now brings the same into Court for inspection - And your Commissioner now asks that the order of sale herein be so modified that he be authorized to accept the Purchase price in Cash rather than on time - And he asks that said sale as made and herein reported be in all things approved and confirmed and that an order be made authorizing him as such Commissioner to Execute a Deed to be approved by the Court, to said Higgins for said Real Estate

Jonathan Walton.

Subscribed and sworn to before me this 15th day of October, 1900.
Thad S. Adams. (Seal)
Notary Public.
My Com. Exp. August 5, 1903.

Monday, October 15, 1900 and 37th day of Sept. Term 1900

And the court, Having Examined the foregoing report finds that said sale was made in all things pursuant to the order herein and according to law.

And that it is for the best interest of all concerned that said order be modified to allow said Commissioner to accept the purchase in cash in lieu of time as provided for in the order - and that said sale ought in all things to be Approved as made.

Wherefore it is now ordered adjudged and decreed by the court that said order be modified as above stated, and that said sale be and is hereby in all things fully and finally Approved and Confirmed.

And said Commissioner is now ordered by the Court to Execute a Deed of Conveyance to said Higgins for said Real Estate and bring the same into Court for inspection and approval.

And now comes said Commissioner and presents to the Court for approval a Deed to said Higgins for said Real Estate

And the Court, Having examined said Deed finds the same in due form and approves the same in words as follows "Examined and Approved in open Court this 15th day of October, 1900, Thomas J Cofer Judge"

And the Court orders said Commissioner to deliver said Deed to said Purchaser as Evidence of his title to said Real Estate.

All of which is now finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock AM. Tomorrow.
Record read and signed in open Court.
Thomas J Cofer Judge.

Tuesday, Oct. 16, 1900 and 38th day of Sept. Term 1900.

Tuesday morning October 16, 1900.
Court met pursuant to adjournment,
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of John W. Maccoun, Deceased. } Probate of Will:

Comes now James L. McCoun, and presents to the court in open court a paper purporting to be the last will and testament of John W. Maccoun, deceased, and asks that the same be proven and allowed as the last will and testament of said decedent.

Said will is in the words and figures following, to-wit: (Here Insert)

And at the same time came William O. Gorrell, one of the subscribing witnesses to said paper and being duly sworn says that he was present and saw the said John W. Maccoun sign his name to said paper and at the same time he heard him declare that the said paper was his last will and testament; that he signed the same as a witness in his presence and in the presence of Milton T. Darnall, the other subscribing witness, and they signed the same in the presence of the said John W. Maccoun and in the presence of each other; that at the time the said John W. Maccoun signed said paper he was of the full age of twenty one years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint.

And the court being satisfied from the Evidence now finds that said paper is the last will and testament of the said John W Maccoun and that the same ought to be allowed and probated as such

It is therefore adjudged

by the court that said instrument above set out, is the last will and testament of John H. Maccoun and the same is now hereby admitted to probate as such, and the Clerk of this court is hereby ordered to spread the same of record in the Records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate of John H. Maccoun, deceased } Letters Testamentary:

Come now James L. McCoun and John T. McCoun, by Hoyt & Clark, their attorneys, and present to the court their Bond as Executors of the last Will and Testament of John H. Maccoun, deceased, which bond is signed by the said James L. McCoun and John T. McCoun as principals and Henry Underwood and John Ader as sureties.

Said bond is in the sum of $16000,00 and is approved by the court and reads as follows, to-wit: (Here Insert)

And now the said James L. McCoun and John T. McCoun is sworn in open court as Executors of the last will and testament of John H. Maccoun, deceased, and file a copy of their oath as follows: (Here Insert)

And now letters Testamentary are issued to the said James L. McCoun and John T. McCoun as such Executors, attached to a copy of the said will of said decedent. Said letters are as follows: (Here Insert)

And the said James L. McCoun and John T. McCoun are now authorized and ordered to take upon themselves the Execution of the said will of John H. Maccoun, deceased.

And day is given

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Hoyt
Judge.

Wednesday, October 17, 1900 and 39th day of Sept. Term 1900

Wednesday morning October 17, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

And Court adjourned until 9 o'clock A.M. Tomorrow

Thomas J. Cofer
Judge.

Thursday, Oct. 18, 1900 and 40th day of Sept. Term 1900

Thursday morning October 18, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Alma Peck and Sibyl Peck, minor heirs of Henry N. Muir, deceased, } Appointment of Guardian:

Comes now Jacob A. Peck and files his application, duly verified, for letters of guardianship on the estate of Alma Peck, a minor aged 13 years, and Sibyl Peck, a minor aged 6 years, residents of this County, which application reads as follows: (Here Insert)

And the court finding that the same contains a statement of the said wards' estate, real and personal, and is otherwise in due form of law, and that said applicant is a suitable person for such trust, he is now appointed by the court guardian of said minors upon his giving bond and legally qualifying.

And thereupon said Jacob A. Peck tendered bond, conditioned as by law required, in the penalty of $400.00 dollars, with and resident free-holders, as sureties thereon, who are examined under oath as to their property and also take and subscribe an oath for the faithful discharge of his duties as such guardian.

And the court being satisfied as to the sufficiency of said bond approved the same and letters of guardianship to said Jacob A. Peck upon the estate of the said minors are granted and issued.

Said bond, oath and letters read as follows: (Here Insert)

Thursday, Oct. 18, 1900 and 40th day of Sept. Term 1900.

In the Matter of the Guardianship
of Alma Peck and Sibyl Peck, minors.) Order:

Comes now
Jacob A. Peck, guardian and files his verified petition herein for authority to enter into a contract with the other devisees and legatees and one Clara A. Muir, which petition reads as follows: (Here Insert)

And the Court, having examined said petition and contract and heard the evidence thereon and being sufficiently advised in the premises finds that the averments therein contained are true, and that in the interest of said wards the prayer thereof should be granted

It is therefore now ordered by the Court that the contract as set out in said petition between the devisees and Legatees under the Will of Henry H. Muir, deceased, and Clara A. Muir, wife of the said Henry H. Muir, be signed by Jacob A. Peck guardian, under appointment of this Court, of the Estates of said Alma Peck and Sibyl Peck, for and in behalf of said minors,

Thomas J. Cofer, Judge

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Judge.

Friday, October 19, 1900 and 41st day of Sept. Term 1900.

Friday morning October 19, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

And Court adjourned until 9 O'clock A.M. Tomorrow

Judge

Saturday, October 20, 1900 and 42" day of Sept. Term 1900

Saturday morning October 20, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of Phebe Lyons, deceased, } Final Settlement:

Comes James O. Parker, administrator of the estate of Phebe Lyons, deceased, and files the affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the County of Hendricks, from which it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession - the first of which publications was on the 14" day of June, 1900, and the last on the 21st day of June, 1900, Said Affidavit reads as follows: (Here Insert).

And now the administrator files the affidavit of James A. Downard, from which it appears that on the 7" day of June 1900, he posted a like notice at the Door of the court house of said County, which affidavit reads as follows: (Here Insert).

And now the final report herein comes on to be heard and after Examining the same and being fully advised in the premises finds that said report was filed on the 7" day of June, 1900, and by an indorsement in writing on said report the same was set for hearing on the 4" day of September, 1900,

The court also finds said administrator chargeable with the sum of $1764.32, and entitled to credit on his vouchers filed in the sum of $1213,28, Leaving a balance of $551,04, which the administrator pays into court to be distributed amoung the heirs

Rec'd Oct. 22. 1900 of Zim E. Dougan. Clerk the sum of $551.04 in full of amount paid into court and awarded to me,
Mary F. Dodson
By Hogate & Clark Attorneys

Saturday, October 20, 1900 and 42" day of Sept. Term 1900

of decedent.

The court finds said report correct and ought to be approved - Said report reads as follows: (Here Insert)

It is therefore ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved, said Estate is finally settled and said administrator is fully and finally discharged from his bond and trust.

And now comes Mary F. Dodson and files a petition in which she claims to be the only heir at law of the said Phebe Lyons, deceased, and asks that said sum of $551,04. be paid to her - Said petition is as follows: (Here Insert)

And the court being fully advised in the premises finds that said Mary F. Dodson is the only heir of said decedent and is entitled to said sum of $551.04. Pd

The Clerk of this court is now hereby ordered to pay to the said Mary F. Dodson, the said sum of $551,04. less the cost of this proceeding, and take the receipt of the said Mary F. Dodson therefor.

All of which is finally ordered, adjudged and decreed by the Court.

X In the Matter of the Estate, of John Miles, Deceased, } Final Report:

Comes the Executor of said Estate by his attorneys, and Florence G. Bray, objector herein, comes also by Brill & Harvey, her attorneys, and now the said Florence G. Bray dismisses her objections and Exceptions to the final report herein - the matters herein having been compromised and settled,

And the court having Examined said report and being fully advised in the premises finds that said final

report ought to be approved.

It is therefore ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said Executor, Thomas J. Miles, is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

James M. Barlow, Administrator of the Estate of Joseph Hoggatt, Deceased.
vs.
Benjamin Hoggatt, Achsah Hiatt, Jane Pray, Susan Prueblood, Margaret Hampton, Alma Dennis, Acenith Kirk, Phebe Kenworthy, Eunice Wilson, Zimri Hoggatt, Rhineas Hoggatt, Benjamin Hoggatt, Samuel Hoggatt, Martha Hoggatt, Benjamin Hoggatt, Sarah Cox, Beulah Hoggatt, William Hoggatt, Zimri Hoggatt, Cyrus Hoggatt, John Hoggatt, Sarah Albertson, Benjamin Hoggatt, Samuel Hoggatt, Sarah Ester, Joseph Hoggatt, Ruth Ann White, Elizabeth Coffin, and The Unknown heirs of Joseph Hoggatt, Decd.

No. 1616
Order To Sell Real Estate.

Comes now the above named plaintiff by Adams & Eulos, his attorneys and it appearing to the satisfaction of the Court by the affidavit of Julian D. Hogate, Publisher and Proprietor of the Hendricks County Republican a weekly Newspaper of general circulation printed and published in said County, which proof of publication is in words as follows: (Here Insert), that the defendants Rhineas

Hoggatt, Samuel Hoggatt, Beulah Hoggatt, Melican Hoggatt, Zimri Hoggatt, Cyrus Hoggatt, John Hoggatt, Sarah Albertson, Benjamin Hoggatt, Samuel Hoggatt, Sarah Ester, Joseph Hoggatt, Zimri Hoggatt, Benjamin Hoggatt, Mary Hoggatt, Martha Hoggatt - The Unknown heirs of Joseph Hoggatt, deceased - have each been notified by said publication by weekly successive publications in said newspaper, the first being on the day of 1900 and the last on the day of 1900, and being more than thirty days before the 6th day of October, 1900, the same being the day on which the process herein was, by Endorsement on the Complaint herein.

And it further appearing to the satisfaction of the Court by the return of the Sheriff endorsed on the various Summonses issued herein, which summons and return thereon are in words as follows: (Here Insert), that the defendants Jane Pray, Susan Prueblood, Acenith Kirk, Phebe Kenworthy, Elizabeth Coffin, Ruth Ann White, Eunice Wilson, Margaret Hampton, Alma Dennis, Benjamin Hoggatt, Achsah Hiatt, Benjamin Hoggatt, Sarah Cox - have each been notified of the filing and pendency of this Action for more than ten days before said return Day.

And said defendants failing to appear, they are now each severally three times loudly called but come not and herein wholly make default.

And now upon motion this cause is submitted to the Court for hearing, Judgment and Decree.

And the Court having heard the evidence and being fully advised and informed in the premises says and finds that there is come into the hands

of the Plaintiff, as the Administrator of the Estate of said Joseph Hoggatt, Deceased, from Personal Estate about the sum of $1100,00. And that the bona fide Claims against said Estate and necessary Expenses of Administration will amount to about the sum of $2300. and that the Personal Estate is wholly insufficient to pay said indebtedness - And that it is necessary to sell the Real Estate of the decedent for that purpose.

The Court further finds that said decedent at the time of his death was the owner in fee simple and in possession of the following described Real Estate in Hendricks County and State of Indiana, to-wit: Beginning 2½ feet East of the North West corner of Lot No. 5 in Block No 10 in the Town of Plainfield; Thence North 3½° W. 162 feet, Thence East 120 feet to a forty foot Street - Thence South 3½° East 162 feet - Thence West 120 feet to the place of beginning - Except 90 feet off of the South side thereof - 60 feet being deeded to Isaac M. Shidler and 30 feet reserved for a Street.

Also the following described tract; Beginning at the North East Corner of Lot No. 2 in Block No 18 in said town of Plainfield, Thence East along south line of Alley 135 feet to a 40 foot street - Thence South on line of said Street to the North East Corner of above described tract - Thence West on the North line of said tract 120 feet to the North West corner thereof - Thence North 3½° West to a point 15 feet East of the beginning - Thence to the place of beginning.

The Court further finds that said decedent left as his only heirs at law the defendants herein.

Wherefore it is now ordered, adjudged and decreed by the Court that said Real Estate be sold by said Administrator for the purpose of raising funds with which to pay said indebtedness - And the Court now orders and directs said Administrator to make an Inventory of said Real Estate and to have the same appraised by two disinterested freeholders of the Neighborhood - and to file the same herein - And now said Administrator presents and files an Inventory of said Real Estate together with an Appraisement thereof made by Charles M. Havens and William G. Ellis - two disinterested free-holders of the Neighborhood - whereby said Real Estate is appraised and valued at $800.

And the Court now orders said Administrator to file his Additional bond herein in the penal sum of $1600. payable to the State of Indiana, with sureties to be approved by the Court,

And now comes said administrator and files his Additional bond herein in the penal sum of $1600. payable to the state of Indiana, and conditioned for the faithful performance of his duties herein, with H. B. Shafer and H. D. Barlow as his sureties - which bond is now accepted and approved by the Court.

Wherefore said Administrator is now ordered and directed to proceed to sell said Real Estate at Private Sale for not less than the appraised value, without giving any notice whatever by publication or otherwise on the following Terms, -

One third of purchase money cash in hand - The residue in two equal payments Due in Six and Twelve months from date of sale -

Purchaser giving notes for deferred payments with surety to be approved by said administrator bearing interest at Six per cent per annum, providing for attorneys fees and waiving relief from valuation and appraisement laws - and upon the final payment of said Purchase money said administrator shall Execute to the Purchaser a Deed for said Real Estate, to be Approved by the Court.

All of which is now ordered, adjudged and decreed by the Court

In the Matter of the Estate of William P. Ayres, deceased. } Final Report.

Comes now J. H. Ayres, administrator of the Estate of William P. Ayres, deceased, by R. T. Hollowell, his attorney, and shows to the court and files an affidavit of Julian D. Hoyt, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the county of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 27th day of September, 1900, and the last on the 4th day of October, 1900, Said affidavit reads as follows: (Here Insert).

And he also files the affidavit of himself, from which it appears that a like notice was posted at the door of the court house in Hendricks County on the 26th day of September, 1900, Said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard.

And after Examining

said report and being fully advised in the premises, the court doth say and find that said report was filed in the office of the Clerk of this Court on the 26th day of September, 1900, and by an Endorsement in writing on the back thereof was set for hearing on the 20th day of October, 1900,

The court also finds that said Administrator has properly settled said Estate according to the orders of this court and otherwise according to law and that said report is true and ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

In the Matter of the Estate of Lucinda M. Lyons, Deceased. } Report of Sale &c.

Comes now the administratrix of said Estate and files her report of the sale of personal property, which report is as follows: (Here Insert).

And the Court being advised in the premises approves said report and said Administratrix is ordered to assign the bank Stock so sold to the Purchaser.

In the Matter of the Guardianship of James C. Hamrick, an habitual Intoxicant. } Order to Remit Money.

Comes now William R. McClelland, Guardian of James C. Hamrick, an habitual

intoxicant, by Hoyat & Clark, his attorneys, and presents to the court and files a petition, which reads as follows, towit:

State of Indiana, }ss:
Hendricks County, }

In the Matter of the Guardianship
of James C. Hamrick an habitual
Intoxicant

William R. McClelland, Guardian of James C. Hamrick, an habitual intoxicant, shows to the court that at the time he made his last report, towit: on the 7th day of May, 1900, there was a balance of the estate of his ward yet to be accounted for of $257.40 - at interest.

He says his ward is self sustaining, and does not need any portion of the said balance for his support and maintenance.

He shows to the court that his ward has a son, Frank Hamrick, who is married, has a wife and two children and all live in Denver, in the State of Colorado; That the said Frank Hamrick is very sick with consumption and he and his family are in destitute circumstances, as shown by the letters of Miriam M. Guerin and Jesse D. Hamrick filed herewith as Exhibit to this petition.

He also files as an Exhibit with this petition a letter from his ward J.C. Hamrick, requesting this guardian to send to the said Frank Hamrick out of the funds in the guardian's hands, belonging to the said J.C. Hamrick, the sum of One Hundred Dollars.

The Guardian represents to the court that he feels satisfied that the representations in said Letters are correct and that the said Frank Hamrick is actually sick and he and his family are

in destitute circumstances.

He believes that under the representations made in said letters, Exhibited herewith, it will be a proper expenditure of the money of his ward to remit to the said Frank Hamrick, all or some portion of the money in his hands.

And for the protection of the guardian, he asks of the Court an order for his direction

W. R. McClelland - Guardian -

Subscribed and sworn to before me this 20th day of October, 1900.

Jim E. Dougan, Clerk.

And the court, having Examined said petition and being fully advised in the premises finds that the Statements set out in said petition are true, and that there ought to be sent to Frank Hamrick, son of the said James C. Hamrick, at Denver Colorado some portion of the said sum still in the hands of the said Guardian.

It is therefore ordered by the court that the said Guardian proceed to send to the said Frank Hamrick in Denver Colorado the sum of $50.00 out of the funds in his hands belonging to the said James C. Hamrick, and that he take the receipt of the said Frank Hamrick for the same.

And it is further ordered by the court that this remittance of money as above ordered shall not be considered an exhaustion of the power of the court under this order, but the order shall stand open for further remittances if in the judgment of the court it shall be proper and necessary.

Saturday, Oct. 20, 1900 and 42 day of Sept. Term 1900.

Ordered by the court that all Reports, both in Estates and guardianships, now on file and not disposed of at the present term of this court, and all motions, demurrers Etc not disposed of at the present term of this court, be continued to the November Term, 1900, of said Court.

And Court adjourned until court in course.

Judge

Vacation:

In the Matter of the Estate of Ezra K. Cox, Deceased } Appointment of Admr.

Comes now William I. Cox, and files his application for letters of administration upon the personal Estate of Ezra K. Cox, deceased, which application reads as follows: (Here Insert).

And the clerk, having examined said application and being satisfied that the said William I. Cox is a proper and suitable person to be intrusted with said Administration does now appoint him administrator upon the filing of bond in the penal sum of $24,000,00 with Martha Jane Cox as surety upon said bond, which bond and surety thereon is duly approved by the clerk of this Court, and read as follows: (Here Insert)

Whereupon letters of administration is now duly issued to the said William I. Cox, after being duly affirmed for the faithful performance of his duties as such Administrator, and read as follows: (Here Insert).

All of which is done on this the 24 day of October, 1900.

In the Matter of the Estate of Ezra Cox, Deceased } Order to divide the personal Estate.

Be it remembered that on the 25 day of October, 1900, before me, Thomas J. Cofer Judge of the Hendricks Circuit Court, in Chambers, came William Iven Cox, administrator of the Estate of Ezra K. Cox, and Martha Jane Cox and file their petition showing that they, said William Iven Cox and Martha Jane Cox are the only heirs

of the said Egra W. Cox and that there are no debts of said decedent unpaid nor any liabilities against said Estate.

That they have agreed and will agree upon a division of the personal property of said Estate among and between themselves.

That there is capital stock in the Citizen's State Bank of Plainfield, Indiana, amounting to Forty-five Hundred Dollars, belonging to said estate, and asking for an order that said administrator shall not be required to sell or inventory said personal property and that he be authorized to transfer and assign said bank stock to these parties in equal shares and to divide said personal property between them.

I, Thomas J. Cofer, Judge of the Hendricks Circuit Court, now therefore order that said William Iven Cox, administrator of the Estate of Egra W. Cox, shall make no inventory or sale of the personal property of said Estate and further that he assign and transfer, as such administrator, the Stock in the Citizen's State Bank of Plainfield, Indiana, belonging to said Estate, equally to him, said William Iven Cox, and Martha Jane Cox, as the heirs of said Egra W. Cox, and that said heirs divide the personal property of said Estate between them as they may agree.

Done in Chambers this the 25th day of October, 1900.

Thomas J. Cofer, Judge of the Hendricks Circuit Court.

In the Matter of the Estate of Eli Johnson, Deceased } Appointment of Admr.

Comes now William Townsend and files a petition for letters of Administration upon the personal Estate of Eli Johnson, deceased, which petition is in words and figures as follows: (Here Insert).

And the Clerk of this Court having examined said petition and being satisfied that the said William Townsend is a proper and suitable person to be intrusted with said administration, does now appoint him Administrator upon the filing of a bond in the sum of Fifty Dollars with Milican Woodward as surety thereon; which bond and the surety thereon are now duly approved by the Clerk of this Court, and read as follows: (Here Insert)

Wherefore the said William Townsend is duly affirmed to faithfully discharge the duties of his trust as Administrator of said Estate, and the following Letters of Administration are now issued to the said William Townsend, to-wit: (Here Insert).

And further proceedings herein are continued.

All of which is done this the 26th day of October, 1900.

In the Matter of the Estate of James A.B. Baird, Deceased } Appointment of Admr.

Be it remembered, that on this the 27th day of October, 1900, came Eldridge R. Ellis, and filed the following Relinquishment and Request of the Heirs of James A. B. Baird, deceased, in which it is shown that said heirs, and each of them relinquish their right for letters of Administration upon said decedents Estate and

request the appointment of Eldridge R. Ellis as such Administrator, which said relinquishment and request reads as follows: (Here Insert).

And the said Eldridge R. Ellis also files his application for Letters of Administration upon said decedents personal Estate, which petition reads as follows: (Here Insert)

And the Clerk of this Court having Examined said petition and being satisfied that the said Eldridge R. Ellis is a proper and suitable person to be intrusted with said administration does now appoint him administrator upon the filing of bond in the sum of $1600.00 with W. L. Wilson and Mell C. Wooten, as sureties upon said bond; which bond and the sureties thereon are now duly approved by said Clerk of said Court and read as follows: (Here Insert)

Whereupon the said Eldridge R. Ellis is duly sworn to faithfully discharge the duties of his trust, and the following Letters of Administration are duly issued to him, to-wit: (Here Insert)

And further proceedings herein are continued.

In the Matter of the Estate,
of Martha Brown, Deceased. } Appointment of Admr.

Be it remembered, that on this the 27th day of October, 1900, Levi F. Brown files in the office of the Clerk of the Hendricks Circuit Court his application for letters of Administration upon the personal Estate of Martha Brown, deceased, which application reads as follows: (Here Insert)

And the Clerk of this Court having examined said Application and being satisfied that said Levi F. Brown is a suitable

and proper person to be intrusted with said administration, does now appoint him administrator upon his filing a bond in the sum of One Thousand Dollars with L. A. Barnett and David McDaniel as sureties upon said Bond; which bond and the sureties thereon are now duly approved by the Clerk of this Court, and read as follows: (Here Insert).

Whereupon the said Levi F. Brown is duly sworn to faithfully discharge his duties as such Administrator.

And now Letters of Administration are duly issued to the said Levi F. Brown and read as follows: (Here Insert)

And further proceedings herein are continued.

In the Matter of the Estate,
of Shelby T. Cooper, Deceased. } Appointment of Admr.

Comes now Alfred T. Cooper and files the Relinquishment of Martha E. Cooper, widow of the said Shelby T. Cooper, deceased, which relinquishment reads as follows: (Here Insert)

Said Alfred T. Cooper also files his application for letters of administration upon the personal Estate of Shelby T. Cooper, deceased, which Application reads as follows: (Here Insert)

And the Clerk now having examined said Application and being satisfied that the said Alfred T. Cooper is a suitable and proper person to be intrusted with said Administration does now appoint him Administrator of said Estate upon the filing of bond in the sum of $1000.00 with John C. Ryerson as surety upon said bond;

which bond, and the surety thereon, is now duly approved by the Clerk of this Court and read as follows: (Here Insert)

Whereupon the said Alfred P. Cooper is now duly sworn to faithfully discharge his duties as such Administrator and the following letters are issued to-wit: (Here Insert)

And further proceedings herein are continued

All of which is done, in vacation, on this the 31st day of October, 1900.

Monday morning November 5, 1900.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the November Term, 1900, which term of said court was begun and continued at the court-house in the town of Danville, in the county and State aforesaid, commencing on Monday, the 5th day of November, 1900, that being the day fixed by law for holding said term of said court.

Present: Honorable Thomas J Cofer, Judge;
Jim E. Dougan, the clerk thereof;
and Henry I. Eaton, Sheriff of said County.

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

In the matter of the Estate, of Isaac West, Deceased. } Final Settlement.

Comes now C I. West and N. I. Underwood, administrators of the Estate of Isaac West, deceased, by Brill & Harvey, their attorneys, and show to the court and file an affidavit of W. A. Kring, Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the county of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 27th day of September, 1900, and the last on the 4th day of October, 1900.

Said affidavit reads as follows: (Here Insert)

And they also file the affidavit of George C Harvey, from which it appears that a like notice was posted at

the door of the court house in Hendricks county on the 24th day of September, 1900, said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the Clerk of this court on the 24th day of September, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 5th day of November, 1900. The court also finds said administrators chargeable with the sum of $243.35, and that they are entitled to credits on their vouchers filed herein in the sum of $109.07 - leaving a balance of $134.28, which sum said Administrators have paid to the clerk of this court to be distributed as follows, to-wit:

To Mary A. Rymer	$27.03	Pd ✓
" James M. West.	13.51	Pd ✓
" Moses West.	13.51	Pd ✓
" Ella Thompson	3.86	Pd ✓
" Charlotte Pinder	3.86	Pd ✓
" W. H. Stevenson	3.86	Pd ✓
" Edgar Stevenson	3.86	Pd ✓
" Flora Gooch	3.86	Pd ✓
" Isaac Stevenson	3.86	Pd. ✓
" Charlotte Stevenson	3.86	Pd ✓
" John Havens	27.03	Pd ✓
" Mary J. Wilson	3.86	Pd. ✓
" Isaac Pierson	3.86	Pd ✓
" Robert Pierson	3.86	Pd ✓
" Charles Pierson	3.86	Pd. ✓
" Edgar Pierson	1.93	Pd ✓
" Joseph Pierson	1.93	Pd
" John Bean	.97	
" Sarah Sherill	.77	
" Claude Marshall	.77	

8/25/19

RECEIVED ELE STANSBURY, Attorney General
By A H Hamilton by dept

Monday, November 5, 1900 and 1st day of November Term 1900

To Clarence Marshall 8/25/19 RECEIVED ELE STANSBURY, Attorney General .49 ✓0
" Annie Pierson By A. H. Hambrick 19 3.86 ✓0

The court finds said report correct and the same ought to be approved.

It is, therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrators are fully and finally discharged from their bond and trust.

And the clerk of this court is now hereby ordered and directed to pay to the persons above named the sum of money set opposite his name, taking his receipt therefor.

All of which is finally ordered, adjudged and decreed by the court.

1. Nov. 23. 1900, Rec'd of Dougan, clerk $3.86 my part Robert Pierson
2. Nov 27. 1900 Rec'd of Dougan clk $3.86 my part herein Isaac Pierson by Oder Pierson
3. Dec. 4, 1900, Rec'd of Dougan, Clerk $3.86 my part - Charly Pierson
4. Dec. 4. 1900, Rec'd of Dougan, clerk $1.93 due me; and $1.93 due Edgar Pierson, (order on file) Joseph Pierson.
5. Dec. 8, 1900, Rec'd of Dougan, clerk $27.03 my part herein - J. W. Heavin
6. Dec 10, 1900, Rec'd of Dougan, clerk $3.86 my part herein - W. H. Stevenson
7. Dec. 11, 1900, Rec'd of Dougan, clerk $27.03 my part herein Mary A Ryner
8. Dec. 19, 1900, Rec'd of Dougan, clerk $13.51 my part herein - M. C. West
9. Dec 22-1900 Rec of Dougan clk 3.86 my fee herein. Edgar Stevenson
10. Dec 28-1900 Rec of Dougan Clerk $3.86 my share herein Ella Thompson
11. Dec 29-1900 Rec of Dougan Clerk $13.51 my share herein J. R. West
12. Jan. 21, 1901, Rec'd of Dougan, Clerk $3.86 my part herein. Charlotte Tinder
13. Feb 1. 1901 Rec. of Dougan Clerk $3.86 my fee herein Charlotte Stevenson
14. Mar. 8. 1901, Rec'd of Dougan, clerk $3.86 my part herein Flora Gooch.
15. Mar. 14-1901, Rec'd of Dougan, clerk $3.86 my part herein ~~Isaac~~ Stevenson
16. June 14-1901 Rec'd of Dougan clerk 3.86 my part herein Edg Stevenson (order filed)

Mary J Wilson by W. F. Wilson (order filed)

Rec'd 7/27-19 [illegible] of J. M. Adams Clerk $6.78 hereon
Charles E. Edwards Clerk.

Monday, November 5, 1900 and 1st day of November Term 1900

And court adjourned until 9 O'clock A.M. Wednesday
Record read and signed in open court

J Thomas J Cofer
Judge.

Tuesday, November 6. 1900 and 2nd day of November Term, 1900.

November Election 1900.

Wednesday Nov. 7, 1900 and 3rd day of Nov Term 1900.

Wednesday morning Nov 7. 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of
Zacariah Clark, deceased. } Final Settlement.

Comes now Samuel B. Ensminger, administrator of the Estate of Zacariah B. Clark, deceased, by Otis Gulley, his attorney, and shows to the court and files an affidavit of Julian D. Hogate, Editor of the Hendricks County Republican a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 4th day of October, 1900, and the last on the 11th day of October, 1900.

Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of Otis E. Gulley, from which it appears that a like notice was posted at the door of the court house in Hendricks County on the 3rd day of October, 1900, Said affidavit reads as follows: (Here Insert)

And now the final Settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this court on the 3rd day of October 1900, and by an endorsement in writing on the back thereof was set for hearing on the 27th day of October, 1900.

The Court also finds said

administrator, chargeable with the sum of $2408.94 and that he is entitled to Credits on his vouchers filed in the sum of $2333.43- leaving a balance in the sum of $75.51, which balance he has paid to the Clerk of this Court to be distributed as follows, to-wit:

To	Angeline Ayers	Rd $15.12
"	Mary E Mitchell	Rd 20.13
"	Elizabeth Mitchell	Rd 20.13
"	William Clark	Rd 20.13

all paid

The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

And now the Clerk of this Court is hereby ordered and directed to pay to the persons above named the Amounts of money set opposite the name of each, taking receipts therefor.

All of which is finally ordered, adjudged and decreed by the Court.

* * * *

Nov 16-1900 Rec of Dougan Clk 20.13 My share herein Mary E Mitchell
Nov 20-1900 Rec of Dougan Clk 20.13 My share herein Elizabeth Mitchell
Nov 22-1900 Rec of Dougan Clk 15.12 My share herein Angeline Ayers
Dec 5, 1900, Rec'd of Dougan, Clerk $20.13 my fee herein William Clark

And Court adjourned until 9 o'clock A.M. to-morrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Thursday November 8, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of David H. Herring, deceased. } Final Settlement:

Comes now Myra J. Herring, administratrix of the estate of David H. Herring, deceased, by L.A. Barnett, her attorney, and shows to the court and files an affidavit of W.A. King Editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the County of Hendricks, from which affidavit it appears that a notice of the final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the day of 1900, and the last on the day of 1900, said affidavit reads as follows: (Here Insert).

And she also files the affidavit of L.A. Barnett, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 2nd day of June, 1900. Said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises, the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 2nd day of June, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 4th day of September 1900. The Court also finds said Administratrix chargeable with the sum of $1004.35 and that she is entitled to Credits on her vouchers

Thursday, Nov. 8, 1900 and 4th day of Nov. Term 1900

filed herein is the same sum.

The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administratrix is duely and finally discharged from her bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Friday, Nov. 9, 1900 and 5th day of Nov. Term 1900.

Friday morning November 9, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Comes now Thomas J. Cofer, the regular Judge of this Court and files the following Affiantment towit:

"In the Hendricks Circuit Court.
Hendricks County, Indiana.
November Term, 1900.

"I, Thomas J. Cofer, Judge of said Court, on account of having been attorney in the Cases of:

Julia E. Holderman
vs. } No. 1550.
Estate of Henry Holderman

William H. Satterlee,
vs. } No. 1602.
Estate of Henry Holderman.

George Crayton
vs. } No. 1617.
Estate of Henry Holderman.

John C. Reeder
vs. } No. 1632.
Estate of Henry Holderman

Affiant Robert H. McBride a competent and disinterested attorney of said Court, as Judge thereof in said causes.

Thomas J. Cofer, Judge
Hendricks Circuit Court."

Nov. 9, 1900.

And now comes the said Robert H. McBride and subscribes the following oath towit:

"I, Robert H. McBride, swear that I will support the Constitution of the United States and of the State of Indiana, and

faithfully discharge my duties as Judge of the Hendricks Circuit Court in the Cases above set out, so help me God.

Robert K. McBride.

Subscribed and sworn to this 9th day of November, 1900, before me, Clerk of said Court.

Jno E. Dougan, Clerk

In the Matter of the Estate of George W. Brown, deceased. } Probate of Will:

Comes now Horatio Brown and presents to the Court in open Court a paper purporting to be the last will and testament of George W. Brown, deceased, and asks that the same be proven and allowed as the last will and testament of said decedent. Said will is in the words and figures following, to-wit: (Here Insert).

And the said Horatio Brown, being duly sworn, says that he was present and saw the said George W. Brown sign his name to said paper and at the same time he heard him declare that the said paper was his last will and testament: that he signed the same as a witness in his presence and in the presence of Michael Dugan, the other subscribing witness, and they signed the same in the presence of the said George W. Brown and in the presence of each other; that at the time the said George W. Brown signed said paper he was of the full age of twenty one years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint.

And the Court, being satisfied from the evidence now finds that said paper is the last will and testament

of the said George W. Brown and that the same ought to be allowed and probated as such.

It is therefore adjudged by the court that said instrument, above set out, is the last will and testament of George W. Brown and the same is now hereby admitted to probate as such, and the Clerk of this Court is hereby ordered to spread the same of record in the Records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate of George W. Brown, deceased. } Letters Testamentary:

Comes now Mary E. Brown and presents to the Court her bond as Executrix of the last Will and Testament of George W. Brown, deceased, which bond is signed by the said Mary E. Brown as principal and Horatio Brown and John F. Brown as Sureties - Said bond is in the sum of $200.00 and is approved by the Court and reads as follows, to-wit: (Here Insert)

And now the said Mary E. Brown is sworn in open Court as Executrix of the last will and testament of George W. Brown, deceased, and files a copy of her oath as follows: (Here Insert).

And now Letters Testamentary are issued to the said Mary E. Brown as such Executrix, attached to a copy of the said will of said decedent.

Said letters are as follows: (Here Insert).

And the said Mary E. Brown is now authorized and ordered to take upon herself the Execution of the said will of George W. Brown, deceased.

And day is given.

Friday, Nov. 9, 1900 and 5th day of Nov. Term 1900.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Saturday, Nov. 10, 1900 and 6th day of Nov. Term 1900.

Saturday morning Nov. 10, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Ellis L. Parker, Administrator of the Estate of Eliza A. Salmon, deceased,
vs.
The unknown Heirs of Elizabeth Jane Walthal.
The unknown Heirs of Sarah A. Dodd.
Joseph Martin Surber.
George H. Mc Surber,
William S. Surber,
James Madison Surber,
Mary Ellen Cassidy.

No. 1615. Order of Sale.

Comes the plaintiff by Hogate & Clark, his attorneys, and shows to the Court the writ of summons issued herein to the Sheriff of Marion County in the State of Indiana, from which it appears that James Madison Surber had been duly served with summons herein at least ten days before the first day of the September Term, 1900, of this Court. Said summons reads as follows to-wit: (Here Insert).

And the said plaintiff also shows to the Court the affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a Public weekly newspaper of general circulation printed and published in the county of Hendricks and of general circulation therein from which affidavit it appears that a notice of the pendency of this suit had been given in said newspaper to the unknown heirs of Elizabeth Jane Walthal, The unknown heirs of Sarah A. Dodd, deceased, Joseph Martin Surber, George H. Mc Surber, and Mary Ellen Cassidy, for three weeks more

than thirty days before the first Monday of September, 1900, the first of which publications was on the 28th day of June, 1900, and the last on the 12th day of July, 1900. Said affidavit reads as follows: (Here Insert).

And the plaintiff also shows to the Court the affidavit of Julian D Hogate, Editor and Publisher of the said newspaper before mentioned from which affidavit it affears that a notice of the pendency of the petition herein was given in said newspaper to William S. Surber, three weeks, thirty days before the 10th day of November, 1900, on which day by an endorsement in writing on the petition said notice was made returnable. Said affidavit reads as follows: (Here Insert)

And the defendants failing to affear and answer the petition herein, The Court now orders The Unknown Heirs of Elizabeth Jane Walthal, The Unknown Heirs of Sarah A. Dodd, Joseph Martin Surber, George W. McSurber, William S. Surber, James Madison Surber and Mary Ellen Cassidy, each three times loudly called, but none of them come and herein all wholly make default.

And now this cause is submitted to the court for hearing, finding and Decree without the intervention of a jury, and after hearing the evidence and being fully advised in the premises the court doth say and find that Eliza A. Salmon departed this life intestate in the county of Hendricks and State of Indiana on the 27th day of October, 1878, leaving the defendants as her heirs at law and only heirs, and seized in fee simple of the real estate described in the petition herein; that decedent left a personal Estate of $231.57 and leaving an indebtedness including Expenses of Administration of the probable amount of $2047.06

showing a deficiency of personalty to pay the debts of the said decedent. The court also finds that said real estate ought to be sold to make assets to pay the debts of the said decedent.

And now comes the Administrator and files the inventory and appraisement of the said real estate from which it affears that Andrew J. Duncan and John L. Marsh two reputable house-holders and free holders of the neighborhood of said real Estate appraised said real Estate at the sum of $1100.00.

Said Inventory and appraisement read as follows: (Here Insert)

And now the Administrator also files a bond in the sum of $2200.00 with Jerry M. Salmon and M. T. Hunter as his sureties, conditioned for the faithful performance of his duties in and about the sale of said real estate. Said bond reads as follows: (Here Insert).

It is therefore ordered, adjudged and decreed by the Court that the said Administrator proceed to sell at Private sale the following described real estate in Hendricks County in the State of Indiana, to-wit: Lots four (4) and Seven (7) in Block five (5) in Parker & Harris Addition to the Town of Brownsburg.

And the said administrator is ordered to see the same for One Third cash in hand on the day of Sale, One Third in Six months and One Third in months from the day of Sale, the Purchaser giving his notes for the deferred Payments waiving recourse to valuation and appraisement laws, and drawing six per cent interest from the day of sale, said notes to be secured as by law required.

And before proceeding to sell said real estate the said Administrator

is ordered to give such notice as the law requires.

If said sale should not take place on the day ordered, the sale will continue from day to day until said property is sold.

And day is given.

John L. Marsh
vs.
Estate of Eliza A. Salmon, Deceased. } No. 1627. Judgt in Deft for $76.50 & Costs. 9. E. & C. D. 3 J. 192.

Come now the parties and this claim, coming on for hearing, is submitted to the Court for trial, finding and judgment without the intervention of a jury.

And the Court, having heard the evidence, and being fully advised in the premises, finds for the Claimant and that the Estate of Eliza A. Salmon, deceased, is indebted to the said Claimant, John L. Marsh, in the sum of $76.50.

It is therefore considered and adjudged by the Court that the Claimant herein John L. Marsh, recover of and from the defendant, The Estate of Eliza A. Salmon deceased, the sum of Seventy Six Dollars and Fifty Cents, together with his costs and charges in and about this Claim laid out and expended - Taxed at dollars and cents.

And Court adjourned until 9 o'clock A.M. Monday

Record read and signed in open Court

Thomas J. Cofer
Judge.

Monday morning November 12, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of Martha A. Moore, deceased. } Final Settlement:

Comes now Charles E. Barker, administrator Debonis non with the Will annexed. of the Estate of Martha A. Moore, deceased, and shows to the court and files an affidavit of Julian D. Hoyte, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the County of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 11th day of October, 1900, and the last on the 18th day of October, 1900. Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of Everett Cofer, from which it appears that a like notice was posted at the door of the Court House in Hendricks county on the 6th day of October, 1900. Said affidavit reads as follows: (Here Insert)

And now the final Settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 6th day of October, 1900, and by an Endorsement in writing on the back thereof was set for hearing on the 7th day of November, 1900. The Court finds that said Administrator has properly in all things settled said Estate and that his report herein ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said

Monday, Nov. 12, 1900 and 7th day of Nov. Term 1900.

final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said Administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 1 oclock P. M Tomorrow
Record read and signed in open Court

Thomas J. Cofer
Judge.

Tuesday, Nov. 13, 1900 and 8th day of Nov. Term 1900.

Tuesday November 13, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer. Judge.

Clerks Report.

State of Indiana }
Hendricks County } S.S.

To the Honorable Thomas J. Cofer, Judge of the Hendricks Circuit Court: I, Jim E. Dougan Clerk of said Court, do now submit to you for your consideration and action the following report of my doings as such clerk, in probate matters, during the Vacation from the September Term 1900, to the November Term 1900, of said Court, viz: Letters of Administration have been issued as follows:

Upon the Estate of Ezra N. Cox, deceased, to William Cox. Ammount of Bond $2400.00 surety upon said bond-Martha Jane Cox.

Upon the Estate of Eli Johnson, deceased, to William Townsend. Ammount of Bond $50.00. surety upon said bond-Milican Woodward.

Upon the Estate of James A. B. Baird, deceased, to Eldridge R. Ellis. Ammount of Bond $1600.00 sureties upon said bond-W. L. Wilson and Mell C. Masten.

Upon the Estate of Martha Brown, deceased, to Levi C. Brown. Ammount of Bond $1000.00 sureties upon said bond-L. A. Barnett and David McDaniel.

Upon the Estate of Shelby T. Cooper. deceased to Alfred T. Cooper. Ammount of Bond $1000.00 surety upon said bond-John C. Ryneram.

Respectfully submitted.
Jim E. Dougan. Clerk of the Hendricks Circuit Court. "Examed and Approved this 8th day of November 1900. Thomas J. Cofer, Judge."

And Court adjourned until 9 oclock A. M. Tomorrow
Record Read and signed in open Court.

Judge

Wednesday, Nov. 14, 1900 and 9th day of Nov. Term 1900.

Wednesday morning November 14, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

William M. Foster
vs.
The Estate of Julia A. Foster, Deceased.
No. 1626. Judgt vs. Dept for $685.00. G.E.&C.D. 3 p. 155.

Come now the parties herein, William M. Foster, in his own proper person and the Estate of Julia A. Foster by Brill & Harvey, her attorneys and said Claimant asks permission to file a substituted claim, the original claim herein having been lost.

And now the Court being sufficiently advised in the premises grants the request of the Claimant herein to file a substituted claim.

And now said claimant files a substituted claim herein, in the following words and figures, towit:- (Here Insert)

And the defendant files answer herein; and now said cause being at issue, the same is submitted to the Court for trial, finding and judgment without the intervention of the jury.

And the Court having heard the evidence and being fully advised in the premises, finds for the Claimant; that he is entitled to the sum of Six Hundred Eighty Five Dollars ($685.00) to be recovered out of the Estate of the said Julia A. Foster, deceased, together with his costs.

It is therefore ordered and adjudged by the Court that the Claimant herein, William M. Foster, recover of the defendant, the Estate of Julia A. Foster, deceased, the sum of Six Hundred Eighty Five Dollars ($685.00) and his costs herein taxed at dollars and cents.

Wednesday, Nov. 14, 1900 and 9th day of Nov. Term 1900

Benjamin Salmon
vs.
The Estate of Eliza A. Salmon, deceased
No. 1628. Judgt vs. Dept for $1000.00 G.E.&C.D. 3 p. 172

Comes the Claimant in his own proper person, and the administrator also comes by Hogate & Clark, his attorneys.

And the said administrator now agrees to allow this claim in the sum of $1000.00.

And the Claimant now files his written agreement to accept the said allowance of said claim in the said sum of $1000.00, which written agreement is in the words and figures following, towit: (Here Insert)

It is therefore considered by the court that said claim be allowed against the estate of Eliza A. Salmon, deceased, in the sum of One Thousand Dollars ($1000.00) to be paid out of the assets of the said Estate in the hands of the administrator to be administered.

Daniels Sheriana September 30th 1901
For Value received I hereby Sell, transfer
Set over and assign all my right, title and
Interest in this Judgment to Walter Salmon.
attest: Jim E. Dougan clerk
Benjamin A. Salmon

Alva Warren, Guardian of Emma V. Warren, a minor.
vs.
John K. Edwards, Executor of the Estate of Malinda E. Sandusky. Deceased. Etal.
No

Come now the defendants, by counsel, and file Demurrer to the petition herein, which Demurrer reads as follows, towit: (Here Insert)

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge

Thursday, November 15, 1900 and 10 day of Nov. Term 1900.

Thursday morning November 15, 1900
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Thomas L. Prather, an Inebriate } Account Current.

Comes now Nancy J. Prather, guardian of Thomas L. Prather, an Inebriate, by Miller & Easley, her attorneys, and presents to the Court, as such guardian, a report of her doings - wherein she shows that she is chargeable with the sum of $342.00 and that she is entitled to credits in the same sum - leaving nothing in her hands to be accounted for.

She asks that this report be approved and her trust herein continued.

And the Court having examined said report finds the same in all things correct, and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and said trust herein be and the same is continued.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Friday, November. 16. 1900 and 11 day of November Term 1900

Friday morning November. 16. 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Henry Hadley.
vs
The Estate of Henry F. Doward, deceased. } No. 1622.

Come now the parties by counsel and the plaintiff files a Demurrer to the Second paragraph of the Answer herein, which Demurrer reads as follows: (Here Insert)

In the Matter of the Guardianship of Don, Robert and Leah Fowler, minors } Final Settlement.

Comes now Fannie Fowler, guardian of Don, Robert and Leah Fowler, minors, by Carson & Thompson, her attorneys, and presents to the Court a Report of her doings as such guardian.

Said guardian shows that she is chargeable with the sum of $187.37 and that she is entitled to credit in a like sum - leaving no money or property in her hands to be accounted for.

Said guardian further shows that said wards are the children of this guardian and that they all reside in the City of Indianapolis, in Marion County, Indiana, where said guardian proposes to take out letters of guardianship for said wards.

Said guardian now asks that this report be approved and that said guardianship be closed in this County and that she be discharged from further liability herein.

And the Court, having

Friday, Nov. 16, 1900 and 11 day of Nov. Term 1900

Examined said report and being fully advised in the premises, finds the same in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and confirmed; said guardianship is now declared finally closed in this county and said guardian is duly and finally discharged from further liability herein.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Saturday, Nov. 17, 1900 and 12 day of Nov. Term 1900.

Saturday Nov. 17, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Frank J. Christy
vs.
The Estate of Zerilda Christy, deceased. } No. 1691.

Comes now the administrator of the Estate of Zerilda Christy, deceased, by L. G. Barnett, his attorney, and files a motion to require the Claimant herein, to file a bill of particulars, which motion reads as follows: (Here Insert).

And Court adjourned until 9 O'clock A.M. Monday.
Record read and signed in open Court

Thomas J. Cofer
Judge

Monday, Nov. 19, 1900 and 13th day of Nov. Term 1900

Monday morning November 19, 1900.
Court met pursuant to adjournment,
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Trustee Ship
of Nancy S. Staley.
George W. West, Trustee.

Comes now George W. West, Trustee, as aforesaid, by Bird & Harvey, his attorneys, and files his report of his doings as such Trustee, which report shows that heretofore, to-wit: on the 8th day of September, 1877, he was duly appointed such Trustee by the Honorable George W. Grubbs, Judge of the Morgan Circuit Court; and upon the application of said Trustee, this Trust was by order and judgment of the said Morgan Circuit Court transferred to this County; and that on the 8th day of September, 1877, the said George W. West, Trustee, charges himself with the sum of Three Thousand Four Hundred Dollars ($3400.00) all of the money coming into his hands, as such Trustee; and asking this Court to assume the jurisdiction of said Trust, which report is duly verified and is in words and figures following, to-wit: (Here Insert)

And the Court, being sufficiently informed and advised in the premises, and having duly examined said report, now confirms the same in all things, and orders that said Trust be spread upon the proper dockets of this Court, and that in the future the said George W. West, Trustee, report his doings in the premises to this Court for the Court's confirmation and approval, all of which is ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday, November 20, 1900 and 14th day of Nov. Term 1900.

Tuesday morning November 20, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate,
of John M. Carter, deceased, Petition to Sell Personal Property and Report of Sale thereof.

Comes now David M. Carter, administrator of said Estate and files his petition to sell certain personal property, belonging to said Estate, at private sale, which petition is as follows: (Here Insert), which property is appraised at $853.67.

And the Court being satisfied that it is to the best advantage of said Estate to sell said property at private sale orders that the same be sold at not less than its appraised value and that said Administrator make report to this Court of such sale within three months of this date; such sale to be for Cash

And now comes David M. Carter, Administrator of the Estate of John M. Carter, deceased, and reports to the Court that he has sold certain Personal Property of said Estate at private sale pursuant to the order of this Court heretofore made, which report is in words and figures as follows, to-wit: (Here Insert)

And it appearing that all of said property was sold for an Amount not less than its appraised value for cash; that said sale is in all things hereby approved.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge

Wednesday morning November 21, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate.
of Henry Peterson, deceased. } Proof of Will.

Comes now William Chandler,
and presents to the Court in open Court a paper purporting to be the last will and testament of Henry Peterson, deceased, and asks that the same be proven and allowed as the Last Will and Testament of said decedent. Said will is in the words and figures following, to-wit: (Here Insert)

And the said William Chandler, as one of the subscribing witnesses to said paper, is now duly affirmed and says that he was present and saw the said Henry Peterson sign his name, by making his mark, to said paper and at the same time he heard him declare that the said paper was his last will and testament; that he signed the same as a witness in his presence and in the presence of Thomas Coward, the other subscribing witness, and they signed the same in the presence of the said Henry Peterson and in the presence of each other; that at the time the said Henry Peterson signed said paper he was of the full age of twenty-one years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint.

And the Court, being satisfied from the evidence, now finds that said paper is the last will and testament of the said Henry Peterson, and that the same ought to be allowed and probated as such.

It is therefore adjudged by the Court that said instrument, above

set out, is the last will and testament of Henry Peterson, and the same is now hereby admitted to probate as such, and the Clerk of this Court is hereby ordered to spread the same of Record in the Records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate of
Henry Peterson, Deceased. } Letters Testamentary:

Comes now Noah Kellum
and presents to the Court his bond as Executor of the Last Will and Testament of Henry Peterson, deceased, which bond is signed by the said Noah Kellum as principal and William Chandler as surety - Said bond is in the sum of $300.00 and is approved by the Court and reads as follows, to-wit: (Here Insert)

And now the said Noah Keeeum is affirmed in open Court as Executor of the last will and testament of Henry Peterson, deceased, and files a copy of his affirmation as follows: (Here Insert).

And now letters testamentary are issued to the said Noah Kellum as such Executor. and read as follows: (Here Insert)

And the said Noah Keeeum is now authorized and ordered to take upon himself the Execution of the said Will of Henry Peterson, deceased.

And day is given.

And court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge

Thursday Nov. 22, 1900 and 16th day of Nov. Term 1900.

Thursday morning November 22, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Elmer S. Patterson, a minor } Account Current.

Comes now W. A. Patterson, guardian of Elmer S. Patterson, a minor, by Hogate & Clark, his attorneys and presents to the Court a report of his doings as such guardian, wherein he shows that he is chargeable with the sum of $496.26 and that he is entitled to credit on his vouchers filed herein in the sum of $15.14 - Leaving a balance on hand in the sum of $481.12 to be accounted for.

Said guardian also shows that his said ward is yet a minor and resides with this guardian - He also asks that this report be approved and his trust herein be continued.

And the court, having examined said report, and being fully advised in the premises, finds the same in all things correct and ought to be approved and the said trust herein ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and said trust be and the same is now hereby continued.

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open court.

Thomas J. Cofer
Judge.

Friday, Nov. 23, 1900 and 17th day of Nov. Term 1900

Friday morning November 23, 1900.
Court met pursuant to adjournment,
Present Honorable Thomas J. Cofer, Judge

State Ex. Rel. Albert G. Cravens, }
vs } No. 1621.
Samuel Elmore. }

Comes now the petitioner in this cause and shows to the Court the summon issued herein and the return of the Sheriff endorsed thereon, which summons and return are in words and figures as follows: (Here Insert), from which it appears to the satisfaction of the Court that the defendant herein had been duly notified of the pendency of this action for more than ten days before the 7th judicial Day of the September Term, 1900, of this Court, the day on which said summons was made returnable as shown by endorsement on petitioners petition herein.

And the Clerk of this Court now files Answer to the petition herein in these words and figures to-wit: (Here Insert)

Whereupon, 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 fully advised in the premises, finds, and adjudges, that the defendant, Samuel Elmore, is a resident of Hendricks County and State of Indiana, and that he is a person of unsound mind and incapable of managing his own Estate, and that a guardian should be appointed to take charge of his Estate.

The Court further finds that the rental value of the Estate of Samuel Elmore is about $300.00.

And the Court now appoints Reuben Rushton as guardian of said Samuel Elmore and orders said Rushton

to make his bond, to the approval of this Court, in the sum of One Thousand Dollars.

And now comes said Reuben Rushton and accepts said appointment and files his bond in the sum of One Thousand Dollars with Smith Burby and E. J. Smith as sureties thereon - which bond the Court now approves and is in words and figures as follows, to-wit: (Here Insert)

And now said Reuben Rushton is sworn as such guardian and files a copy of his oath as follows: (Here Insert)

Whereupon letters of guardianship are duly issued to the said Reuben Rushton and read as follows: (Here Insert)

It is now further ordered by the Court that the costs of this proceeding, including the sum of $25.00 for Bleed & Harvey, attorneys, be taxed against the Estate of the said Samuel Elmore.

And further proceedings herein are continued.

In the Matter of the guardianship of Maggie Hylton, of unsound mind. } Appointment of Guard.

Comes now William H. Hylton, and files an Application for Letters of guardianship upon the Estate of Maggie Hylton, a person of unsound mind, which application reads as follows, to-wit: (Here Insert).

And the Court, having examined said application and finding that said William H. Hylton is a proper and suitable person to be intrusted with said guardianship and finding further that the former guardian to this ward, Viz: Margaret J. Hylton, is now deceased, does now appoint the said William H. Hylton guardian

of the Estate of Maggie Hylton, upon the filing of bond in the penal sum of Eight Hundred Dollars, to the approval of this Court.

And now the said William H. Hylton files a bond, as ordered by the Court, with Henry A. Smith and James M. Smith as sureties thereon, which bond is now approved by the Court, and reads as follows: (Here Insert).

And now the said William H. Smith is duly sworn, as such guardian, and files a copy of his oath as follows: (Here Insert).

Whereupon Letters of guardianship are duly issued to the said William H. Hylton, and read as follows: (Here Insert).

And further proceedings herein are continued.

In the Matter of the guardianship of Maggie Hylton, of unsound mind. } Report of Administrator of former guardian.

Comes now James K. Smith, administrator of the Estate of Margaret Hylton, the former guardian of the above named ward, and presents to the Court a report wherein he shows that he is chargeable with the sum of $222.69, as such Administrator of the Estate of said guardian, and that he is entitled to Credits on his vouchers filed herein in the sum of $37.04 - Leaving a balance to be accounted for in the sum of $185.65.

He further informs the Court that Margaret Hylton, guardian as aforesaid, departed this life on the 22nd day of September, 1900.

He also asks that another guardian be appointed for the said Maggie Hylton and that his report herein be approved and that the bondsmen of the said Margaret Hylton be discharged from their obligations herein.

Friday, November 23, 1900 and 17th day of Nov. Term 1900.

And the Court, having examined said report, and being fully advised in the premises, finds said report in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said Bondsmen be and they are now fully and finally discharged from further liability herein.

It is hereby further ordered that the Administrator herein turn over to the legally appointed guardian of the said Maggie Hylton the balance of $185.65 now in his hands.

All of which is now finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Saturday, November 24, 1900 and 18th day of November Term 1900.

Saturday morning November 24, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Kate C. Cooper, minor. } Account Current:

Comes now John S. Ragan, guardian of Kate C. Cooper, minor heir of William B. Cooper, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that, as such guardian, he is chargeable with the sum of $747.46 and that he is entitled to credits on his vouchers filed herein in the sum of $22.44 - leaving a balance on hand in the sum of $725.02.

He asks that this report be approved and the trust herein continued.

And the Court, having Examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

And Court adjourned until 9 o'clock A.M. Monday.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Monday morning November 26. 1900.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of Henry Holderman, deceased. } Report of Sale.

Comes now Aquilla S. McCormick, Administrator of said Estate and reports the sale of certain real Estate of said decedent pursuant to an order of Court heretofore made herein to one Charles H. Crutchfield, which report is in words and figures following towit:

State of Indiana, } ss:
Hendricks County. }

In the Hendricks Circuit Court.
November Term, 1900.

In the Matter of the Estate of }
Henry Holderman, deceased. }

The undersigned administrator of said Estate respectfully reports to the Court, that pursuant to the order of this Court heretofore made and entered of record herein on the petition of William Lewis, then Administrator of said Estate, that the said Lewis as the then administrator of said Estate, gave notice as required by law by publication and posting, proofs of which with copies of said notices have heretofore been filed herein by the said Lewis; that he would sell the interest of said decedent in the following described real estate, towit: "A part of Section 27, Township 15 North, Range 1. East - Beginning at a point 50 feet South of the South wing of the East abutment of the bridge of the Indianapolis and Pere Haute Railroad, thence South 310 feet; thence in a Southeasterly direction 251 feet, thence in a Northerly direction 285 1/2 feet;

thence in a Westerly direction 228 feet to the place of beginning - Estimated to contain two acres more or less, in Hendricks County and the State of Indiana, on the terms prescribed in said order at private sale on the .. day of 18 and at the hour of on said day the said Lewis attended at the time and place in said notice mentioned and offered said land for sale at private sale to the highest and best bidder and receiving no bid therefor he continued said sale from day to day and on the 17th day of January 1879, one Charles H. Crutchfield bid therefor the sum of $200.00, and that being the full appraised value of said real Estate the said Lewis sold said real Estate to the said Crutchfield, and this Administrator would show that the said Crutchfield paid to the said Lewis as such then Administrator of said Estate the sum of $160.00 and the remaining balance of said purchase price towit: $40.00, to this Administrator

And now said Administrator Executes and brings a Deed of conveyance to said real Estate to said purchaser into Court for its inspection and approval and asks that said sale be in all things approved and confirmed, and for all general and proper relief in the premises.

Aquilla S. McCormick.
Administrator of the Estate of Henry Holderman, Deceased.

Subscribed and sworn to before me this the 26th day of November, 1900.

R. T. Hollowell, (Seal)
Notary Public.

Commission Expires }
January 15, 1904. }

And the Court after Examining the said report and being fully advised in the premises approves the same and confirms said sale in all things, and orders said administrator to make Execute and deliver a Deed of conveyance

Monday, Nov. 26, 1900 and 19th day of Nov. Term 1900.

for said real Estate to the purchaser, Charles H. Critchfield.

And now said administrator makes and brings into Court a Deed of conveyance of and for said real Estate in said report fully described, for its approval, and the Court after having Examined said Deed approves the same and Endorses his approval thereon in words and figures following to-wit: "Examined and approved in open Court this the 26th day of November, 1900."

"Thomas J. Cofer, Judge"

and orders the same delivered to the purchaser.

And further proceedings herein are continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Tuesday, Nov 27, 1900 and 20th day of Nov. Term 1900.

Tuesday morning November 27, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge,

In the Matter of the guardianship of Ruth Trueblood, a minor, } Account Current:

comes now Joshua Hodley, guardian of Ruth Trueblood, minor heir of Ruth N. Trueblood, deceased, and presents to the court a report, as such guardian, wherein he shows that he is chargeable with the sum of $582.93 and that he is entitled to Credits on his vouchers filed herein in the sum of $195.88- Leaving a balance in his hands to be accounted for in the sum of $387.05.

Said guardian asks that this report be approved and his trust herein continued.

And the Court, having examined said report and being fully advised in the premises finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said Trust be and the same is hereby continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday morning November 28, 1900.
Court met pursuant to adjournment,
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Rachel Smith, a minor. } Account Current.

Comes now Mary C. Selch, guardian of Rachel Smith, minor heir of Benjamin R. Smith, deceased, and presents to the Court, a report, as such guardian, wherein she shows that she is chargeable with the sum of $360.36 and that she is entitled to credits on her vouchers filed in the sum of $61.50— leaving a balance in her hands to be accounted for in the sum of $298.86.

Said guardian asks that this report be approved and that the trust herein be continued.

And the Court, having examined said report, finds the same in all things correct and that it ought to be approved.

It is therefore considered and adjudged by the Court that said report be, and the same is, in all things approved and confirmed and that the Trust therein be and the same is continued.

And Court adjourned until 9 o'clock A.M. Friday.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Thanksgiving

Friday, Nov. 30, 1900 and 23rd day of Nov. Term 1900.

Friday morning November 30, 1900.
Court met Pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of Gabriel Beeson, Deceased. } Appointment of Admr.

Comes now Jacob L. Kurtz and files the Relinquishments of the heirs of the above named deceased, to administer upon the said Estate, which Relinquishments are as follows: (Here Insert)

And the said Jacob L. Kurtz also files a petition for Letters of Administration upon the said Estate of Gabriel Beeson, deceased which petition reads as follows: (Here Insert).

And the Court, having examined said petition and being satisfied that the said Jacob L. Kurtz is a suitable person to be intrusted with said Administration doer now appoint him Administrator upon his filing bond in the sum of $500 with Henry K. Kurtz and George W. Bird as sureties upon said bond; which bond the Court now approves and is in words and figures following, to-wit: (Here Insert).

And the said Jacob L. Kurtz is now duly sworn to well and truly in all things perform his duties as such Administrator and files a copy of said oath as follows: (Here Insert)

Whereupon Letters of Administration are duly issued to the said Jacob L. Kurtz authorizing him to take upon himself the Execution of said trust.

And day is given.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.
Thomas J. Cofer Judge.

Saturday, Dec. 1, 1900 and 24th day of Nov. Term 1900.

Saturday morning December 1, 1900.
Court met Pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Pearl and Georgie Jordon, Minors } Final Report as to Pearl.

Comes now George W. Jordon, guardian of Pearl and Georgie Jordon, minor heirs of William Mullen, deceased, and presents to the Court a report, as such guardian, wherein he shows that he is chargeable with the sum of $185.03 and that he is entitled to credits on his vouchers filed herein in the sum of $120.46 - leaving a balance due Georgie Jordan in the sum of $64.57.

He also shows that his ward Pearl Jordon is now married to one William Denny a man of full age and that he has made full settlement with his said ward Pearl Jordan and her said husband, as evidenced by Vouchers filed herewith.

He now asks that this report be approved and that he be discharged from his bond and trust as to Pearl but that the trust herein be continued as to Georgie.

And the Court, having Examined said report, finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the Court that said Report be and the same is in all things approved and confirmed and said guardin be and he is now fully and finally discharged from his bond and trust as to Pearl Jordon, but that his trust herein be continued as to Georgie Jordan.

And Court adjourned until 9 O'clock A.M. Monday.
Record read and signed in open Court.
Thomas J. Cofer Judge.

Monday morning December 3. 1900.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

James M. Barlow, Administrator of the Estate of Joseph Hoggatt, Decd.
vs.
Benjamin Hoggatt, Achsah Hiatt, Jane Bray, Susan Pruelblood, Margaret Hampton, Alma Dennis, Asmith Kerk, Phebe Penworthy, Eunice Wilson, Phineas Hoggatt, Samuel Hoggatt, Benjamin Hoggatt, Beulah Hoggatt, Millican Hoggatt, Zimri Hoggatt, Cyrus Hoggatt, John Hoggatt, Sarah Albertson, Benjamin Hoggatt, Samuel Hoggatt, Sarah Estes, Joseph Hoggatt, Ruth Ann White, Elizabeth Coffin, Zimri Hoggatt, Benjamin Hoggatt, Mary Hoggatt, Martha Hoggatt, Sarah Coy, The Unknown heirs of Joseph Hoggatt, Deceased.

No. 1616. Report of Sale of Real Estate.

Comes now James M. Barlow, Administrator of the Estate of Joseph Hoggatt, deceased, and presents to the Court for inspection and Approval his report of Land Sold in the Above Cause, which report is in words as follows:

State of Indiana,
Hendricks County, ss:

Hendricks Circuit Court,
November Term, 1900.

James M. Barlow, Admr. of the Estate of Joseph Hoggatt, Decd.
vs.
Benjamin Hoggatt, Achsah Hiatt, et al.

Comes now James M. Barlow, administrator of the Estate of

Joseph Hoggatt, deceased, and respectfully reports to the Court that pursuant to the order herein, he caused it to be generally known in the Town of Plainfield and vicinity - that he was authorized by order of Court to sell the following described Real Estate belonging to said Decedent's Estate, to-wit: Beginning 2½ feet East of the North West corner of Lot No. 5 in Block No 10 in the Town of Plainfield; Thence North 3½° West 162 feet - Thence East 120 feet to a forty foot Street; Thence South 3½° East 162 feet; Thence West 120 feet to the place of beginning - Except 90 feet off of the South side thereof - 60 feet being Deeded to Isaac M. Shidler and 30 feet reserved for a Street.

Also the following described tract - Beginning at the North East corner of Lot No. 2. in Block No. 18 in said town of Plainfield - Thence East along South line of Alley 135 feet to a 40 foot Street - Thence South on line of said street to the North East corner of above described tract - Thence West on North line of said tract 120 feet to the North West Corner thereof - Thence North 3½° West to a point 15 feet East of the beginning - Thence to the place of beginning - All in the town of Plainfield Hendricks County and State of Indiana, without giving notice by publication or otherwise on the terms provided in the order herein - Viz; One third purchase money Cash in hand - The residue in equal installments due in 6 & 12 months, purchaser giving notes with surety, providing for 6% interest from date Etc.

And said Administrator moved report that he received divers bids for said Real Estate and that Benjamin F. Worth bid and offered the sum of $875.00 Cash in hand - and that being the highest and best bid, and there being no prospect of receiving a better offer, and being $75.00 more

than the appraisement, the said Real Estate was then and there sold to said Benjamin F. Worth, for said sum of $875.00, subject to the approval of the Court.

And now said Administrator asks that the order of Sale herein be modified so as to allow Crim to accept all of said purchase money Cash in hand instead of time payments as provided for in the order herein.

And now said administrator presents this report for Approval and brings said Cash into Court for inspection.

And he asks that said Sale be in all things approved and confirmed and that he be by proper order Authorized to Execute and present to the Court for Approval a Deed of Conveyance to said Benjamin F. Worth, for said Real Estate.

James M. Barlow, Admr.

Subscribed and sworn to before me this 3rd day of December, 1900.

Thad S. Adams, Seal
Notary Public

My Com. Expires
Aug. 5th 1903.

And the Court, having Examined said report and being fully advised and informed in the premises, says and finds that said Sale has been made in all things pursuant to the order of Court herein and according to law.

And the Court further finds that it is for the best interest of all concerned that the order herein be Modified so as to Authorize said Administrator to accept Cash payment instead of time payments.

Wherefore it is now ordered, adjudged and decreed by the Court that the order of Sale be modified as asked

for, and said Administrator is now hereby ordered and directed to receive the purchase money Cash in hand.

It is now further ordered, adjudged and Decreed by the Court that said report be, and is now hereby in all things approved and confirmed.

And said Administrator is now ordered and directed to Execute and acknowledge a Deed of Conveyance for said Real Estate to said Benjamin F. Worth and bring the same into Court for inspection and approval.

And now comes said administrator and presents to the Court for inspection and Approval a deed of Conveyance Executed by Crim as such Administrator to said Purchaser.

And the Court, having Examined said deed finds the same in due form and indorses his approval thereon in words as follows: "Examined and approved in open Court this 3rd day of December, 1900."

"Thomas J. Cofer Judge"

And said Administrator is now ordered to deliver said Deed to said Purchaser as Evidence of his title to said Real Estate.

All of which is now finally ordered, adjudged and decreed by the Court

In the Matter of the guardianship of John B. Parker, of Unsound Mind. } Final Report.

Comes now James H. Hamrick, guardian of John B. Parker, a person of unsound mind, and presents a report, as such guardian, wherein he shows that he is

chargeable in the sum of $187.79 and that he is entitled to credit in the same sum.

He also shows that his ward died on the 6th day of July 1899, and that he has fully settled said Trust.

He now asks that this report be approved and that he be finally discharged from his Trust herein.

And the Court, having examined said report, finds the same in all things correct and the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be, and the same is, in all things, approved and confirmed and that said Guardian be and he is now fully and finally discharged from his bond and trust.

And Court adjourned until 9 o'clock A.M. Tomorrow. Record read and signed in open Court.

Thomas J. Cofer
Judge

Tuesday morning December 4, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Mary B. Gorham, a minor. } Appointment of Guardian:

Comes now Thornton F. Gorham and presents and files an application for Letters of Guardianship upon the Estate of Mary B. Gorham, minor heir of Mary Gorham, deceased, which Application reads as follows: (V. I)

And the Court, having examined said Application, and being fully advised in the premises, and finding the said Thornton F. Gorham to be a proper and suitable person to be intrusted with said guardianship, does now appoint him such guardian upon the filing of bond in the sum of Seven Thousand Dollars to the approval of the Court.

And now the said Thornton F. Gorham files a bond as ordered with Robert F. Newham and Alfred Coy as sureties thereon, which bond is duly approved by the Court and reads as follows: (Here Insert)

And now the said Thornton F. Gorham is duly sworn to faithfully perform his duties as such guardian, and files a copy of his oath as follows: (Here Insert)

Whereupon letters of guardianship are duly issued to the said Thornton F. Gorham and read as follows, to-wit: (Here Insert)

And now the said Thornton F. Gorham is ordered and directed to enter upon his duties and such guardian.

-This appointment was made on Dec. 3. 1900-

Tuesday Dec. 4, 1900 and 26th day of Nov. Term 1900.

In the Matter of the Estate of Louis Sotka, Deceased. } Appointment of Admr.

Comes now James U. Edwards and files the Relinquishment of Emma K. Sotka, widow of Louis Sotka, deceased wherein the said Emma K. Sotka relinquishes all her right to Administer upon the Estate of the said Louis Sotka, deceased, which Relinquishment reads as follows: (Here Insert)

Said James U. Edwards also files a request from the said Emma K. Sotka that the Court appoint the said James U. Edwards as such administrator, which request reads as follows: (Here Insert)

Said James U. Edwards also files an Afflication for Letters of administration upon the said decedents Estate, which Afflication reads as follows: (Here Insert)

And the court, having Examined said Afflication and being satisfied that the said James U. Edwards is a proper and suitable person to be intrusted with said Administration, does now appoint him administrator upon the filing of bond in the penal sum of $600.00 to the approval of this Court.

And now the said James U. Edwards files a bond as directed by the Court with Robert T. Edwards, James R. Bratton and H. H. Underwood as sureties thereon, which bond the Court now approves and is in the words and figures as follows: (Here Insert).

Whereupon the said James U. Edwards is duly sworn to faithfully in all things, perform his duties as such administrator and files a copy of his oath, in words as follows: (Here Insert)

Tuesday, Dec. 4, 1900 and 26th day of Nov. Term 1900

Whereupon Letters of Administration are duly issued to the said James U. Edwards authorizing him to take upon himself the Execution of said Trust, which Letters of Administration read as follows, to wit: (Here Insert).

And day is given.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Boyce
Judge.

Wednesday morning December 5, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Margaret Sambert, of unsound mind. } Appointment of Guard.

Comes now the petitioner, John Sambert, in this cause and shows to the Court the Summons issued herein and the return of the sheriff endorsed thereon, which Summons and return are in the words and figures as follows: (Here Insert), from which it appears to the satisfaction of the Court that the defendant herein had been duly served with notice of the pendency of this action for more than ten days before the 24th day of the November Term 1900, of this Court, the day on which said summons was made returnable as shown by endorsement on the petition filed herein.

And it also appears, from Evidence, to the satisfaction of the Court that the said Margaret Sambert is unable to be produced in Court; whereupon the Clerk of this Court files Answer to the petition herein in these words and figures, to-wit: (Here Insert)

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 fully advised in the premises, finds and adjudges, that the defendant, Margaret Sambert, is a resident of Hendricks County and State of Indiana, and that she is a person of unsound mind and incapable of managing her own Estate, and that a guardian should be

appointed to take charge of her Estate.

And the Court now appoints John Sambert as guardian of said Margaret Sambert and orders said John Sambert to make his bond to the approval of this Court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Thursday morning December 6, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of Lucinda M. Lyon, Deceased / Final Report:

Comes now Priscilla Shirley, administratrix of the Estate of Lucinda M. Lyon, deceased, by Hogate & Clark her attorneys, and shows to the Court and files an affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the county of Hendricks and State of Indiana; from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 25th day of October, 1900, and the last on the 1st day of September, 1900. Said affidavit reads as follows: (Here Insert).

And she also files the affidavit of James L. Clark, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 24th day of October, 1900. Said affidavit reads as follows: (Here Insert).

And now the final settlement report herein comes on to be heard.

And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this court on the 24th day of October, 1900, and by an endorsement in writting on the back thereof was set for hearing on the 22nd day of November, 1900.

The Court also finds

said administratrix chargeable with the sum of $745.00 and that she is entitled to credits on the vouchers filed in the same sum.

The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administratrix is fully and finally discharged from her bond and trust.

All of which is finally ordered, adjudged and decreed by the court.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Friday morning December 7. 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of James H. Groover, deceased. } Final Report.

Comes now Charles F. Martin, Executor of the will of James H. Groover, deceased, and show to the court and files the affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation, printed and published in the said county of Hendricks, from which affidavit it appears that a notice of the filing of a final report herein was given in said newspaper for two weeks in succession, the first of which publications was on the 1st day of November, 1900, and the last on the 8th day of November, 1900. Said affidavit reads as follows: (Here Insert).

And he also files the affidavit of himself, from which it appears that a like notice was posted at the Court-House door of Hendricks county on the 31st day of October, 1900, Said affidavit reads as follows: (Here Insert).

And now the final report herein comes on to be heard.

And after Examining the same and being fully advised the Court doth say and find that said final report was filed in the office of the clerk of this court on the 31st day of October, 1900, and by an Endorsement in writing thereon the same was set for hearing on the 30th day of November, 1900.

The Court also finds said Executor chargeable with the sum of $4796.69 and that he is intitled to credits on his vouchers filed herein - including those from Legatees

in the same sum - leaving nothing now to be accounted for.

The Court also finds said report correct and the same ought to be approved.

It is, therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, and all of the acts of said Executor and all acts of the Heirs and Legatees in the premises are hereby confirmed and made binding, said Estate is now declared finally settled and said Executor is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

"For agreement among heirs, See O. B 24 at page 496."

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Saturday, Dec. 8, 1900 and 30th day of Nov. Term 1900

Saturday morning December, 8, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Lethia E. Huddleston, et al Minors, / Account Current:

Comes now Fielding Huddleston, guardian of Lethia E., Lana A. and Everett N. Huddleston, minor heirs of Elizabeth Huddleston, deceased, by Brief & Harvey, his attorneys, and presents a report, as such guardian, wherein he shows that he is chargeable with the sum of $19.12 and that he is entitled to credits in the sum of $33.60- Leaving said guardianship indebted to him in the sum of $14.48.

He also shows that his ward Lethia E. Huddleston has arrived at the full age of Twenty-One Years, and he asks that this report be approved and said trust be continued as to all the wards except Lethia E. Huddleston and he asks to be discharged as to the said Lethia E.

And the court, having Examined said report, finds the same correct and ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and confirmed; and said trust is hereby continued as to all the said wards Except Lethia E. and as to her said guardian is now discharged from his said Trust.

And Court adjourned until 9 O'clock A.M. Monday.
Record read and signed in open court.

Thomas J. Cofer
Judge

Monday December 10, 1900 and 31st day of Nov. Term 1900.

Monday morning December 10, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

William H. Satterlee
vs. / No. 1602.
The Estate of Henry Holderman, Deceased

Come the parties by counsel and upon motion of the Claimant herein the depositions of Julia E. Holderman and Lydia E. McCormick are ordered published, which is now done and the said publication as endorsed thereon reads as follows: (Here Insert)

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday morning December 11, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Margaret Lambert, of unsound Mind. } Qualification of guardian.

Comes now John Lambert, heretofore appointed guardian of Margaret Lambert, a person of unsound mind, and presents his bond for the approval of the Court.

And the Court, having Examined said bond, does now approve the same and endorses his approval thereon as follows: "Approved by me in open Court the 11" day of December, 1900, Thomas J. Cofer, Judge of the Hendrick Circuit Court"

Whereupon the said John Lambert is duly sworn to faithfully in all things perform his duties as such guardian, and files a copy of his oath as follows, to-wit: (Here Insert)

Whereupon letters of guardianship are duly issued to the said John Lambert, authorizing him to take upon himself the Exercise of said Trust, which said Letters read as follows: (Here Insert)

In the Matter of the Estate of Murza M. Hollingsworth, Deceased. } Appointment of Admr.

Comes now John T. Hollingsworth and files the Relinquishment of Mary A. Hollingsworth, widow of Murza M. Hollingsworth, deceased, wherein she relinquishes all her right to Administer upon said Estate and requests the Appointment of John T. Hollingsworth as such Administrator, which Relinquishment and Request read as follows: (Here Insert)

And the said John T. Hollingsworth

also files an Afflication for letters of Administration upon said Estate, which Afflication reads as follows: (Here Insert)

And the Court, having Examined said Relinquishment and said Afflication does now appoint the said John T. Hollingsworth as such administrator upon the filing of bond to the approval of the Court.

And now the said John T. Hollingsworth presents a bond in the sum of $800 &c with James M. Barlow and Albert A. Hollingsworth as sureties upon the said bond, which bond is in the words and figures following, to-wit: (Here Insert)

And the Court, having Examined said bond, and being fully advised in the premises, approves the same and endorses his approval thereon as follows: "Approved by me in open Court, this the 11" day of December, 1900,
Thomas J. Cofer, Judge Hendricks Circuit Court"

Whereupon the said John T. Hollingsworth is duly sworn to faithfully perform the duties of Administrator of said Estate, and files a copy of his oath as follows: (Here Insert)

And now letters of Administration are duly issued to the said John T. Hollingsworth authorizing him to take upon himself the Exercise of said Trust.

And day is given.

Rachel C. Parker, Administratrix with the Will annexed of the Estate of Lurena Barnard, Deceased. } No. 1614, Financial Report.
vs.
Rachel C. Parker, Calvin E. Parker, Cora Walton, Emma Page, Catherine Sheets and Lora Parker.

Comes now Jonathan Walton, Commissioner to sell Real Estate in the above cause and respectfully submits the following financial

Report, to-wit:

Received for Real Estate sold $2000.00.

Total Charges- $2000.00

I ask credits for the following sums Expended as Expenses:

Jim E Dougan,	$24.15
Adams & Enloe	50.00
Commissioners Fee	25.00
	$99.15

Amount left for distribution $1900.85 which sum should be distributed as follows, to-wit:

For Emma F. Page -	$378.42
" Cora E. Parker -	378.41
" Cora E. Walton -	378.41
" Kittie B. Sheets -	378.41
" Rachel C. Parker -	378.41
Taxes retained for 1900	12.89
	$1904.44

Amount overpaid by the Commissioner $3.59

The said Commissioner would further show that he has made a distribution of said sum between the legatees as shown by the vouchers filed above, and that there is now nothing left in his hands.

Wherefore he now asks that this report be approved and that he be fully and finally discharged from said Trust.

Jonathan Walton.

Subscribed and sworn to before me this 11th day of December, 1900,

Thad S. Adams. Seal

My Com. Exp. Notary Public.
Aug. 5, 1903.

And the court, having Examined said Report and being fully advised

in the premises approves the same and Endorses his approval thereon as follows, to-wit:
"Examined and approved this 11th day of December, 1900,
Thomas J. Cofer, Judge.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday morning December 12, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer

William Townsend,
Administrator of the
Estate of Eli Johnson,
deceased

vs.

Webster J. Douglass,
Phebe M. Foy.

No. 1637, Order of Sale.

Comes the administrator herein by Hogate & Clark, his attorneys and asks leave of the court to file a petition herein to sell the real estate of the decedent to make assets to pay the debts of the said decedent.

And the court being fully advised in the premises permits said petition to be filed and said petition reads as follows, to-wit: (Here Insert)

And now the defendants Webster J. Douglass and Phebe M. Foy come in their own proper person and file an answer to said petition, which Answer reads as follows, to-wit: (Here Insert).

And this cause being at issue the issues joined are submitted to the court for hearing, finding and decree without the intervention of a jury.

And after hearing the evidence and being fully advised in the premises the court doth say and find that Eli Johnson died intestate in the County of Hendricks and State of Indiana on the 10th day of June, 1900, leaving as his heirs at law and only heirs the defendants herein; that at the time of his death the said decedent had no personal property, but had debts to the amount of about $548.55 exclusive of the cost of Administration. That said decedent was

at the time of his death the owner in fee simple of the real estate described in the petition herein, and that the same was not encumbered. The court finds that said real estate is liable to pay the debts of the said decedent, and that it will be necessary to sell the same to make assets to pay said debts.

And now the administrator files an Inventory and appraisement of said real Estate from which it appears that said real estate was appraised at the gross sum of $900.00. That parcel number one on said Inventory was appraised at the sum of $550. That parcel number Two was appraised at the sum of $100. That parcel number three was appraised at the sum of $150; and parcel number four was appraised at the sum of $100.00; by John M. Brown and B.F. Worth-two reputable householders and free-holders of the county of Hendricks and State of Indiana.

Said appraisement reads as follows, to-wit: (Here Insert).

And now the said Administrator files a bond in the sum of $1800.00 with E.B. Crawford as his surety, which bond is approved by the court and his endorsement of approval is written on said bond.

Said bond reads as follows, to-wit: (Here Insert)

It is therefore ordered, adjudged and decreed by the court that the said administrator proceed to sell at private sale, without notice, the following described real estate in Hendricks county in the State of Indiana, to-wit: A part of the South East quarter of the South East quarter of Section 27, Township 15 North in Range One (1) East, and bounded as follows, to-wit: Beginning at a joint on the East line of said quarter quarter 14 chains and 61 links north of the South East corner thereof; thence running South 86½

degrees West 120 feet to a 15 foot alley; thence South 154 feet; thence North 86½ degrees East 120 feet to the East line of said quarter quarter; thence North 154 to the place of beginning.

Also a part of the South East quarter of the South East quarter of Section 27, Township 15 North in range One (1) East and bounded as follows, to-wit: Beginning at a point on the East line of said quarter quarter 11 Chains and 21⁰/₁₀ links north of the South East Corner thereof; thence South 86½ degrees West 120 feet to a 15 feet alley; thence South 50 feet to the North line of a 20 foot Street; thence North 86½ degrees East 120 feet to the East line of said quarter quarter; thence North 50 feet to the place of beginning.

Also a part of the South East quarter of the South East quarter of Section 27, Township 15 North in Range One (1) East, and bounded as follows, to-wit: Beginning 694 feet North 86½ degrees East from the North East Corner of Lot 10 in Block 18 in Carter's Addition to the town of Plainfield, on the West line of a 15 foot Alley, which beginning point is south 86½ degrees West 185 feet from a point on the East line of said quarter quarter 14 Chains and 61 links north of the South East corner thereof; thence South with the West line of said Alley 279 feet; thence South 86½ degrees West 70 feet; thence North 3½ degrees West 279 feet; thence north 86½ degrees East to the beginning.

Said sale may be as a whole or in parcels and for One third Cash, One third in nine months and One third in twelve months. The deferred payments to bear six per cent interest and be secured by first mortgage on the Real Estate sold.

And Court adjourned until 9 o'clock AM Tomorrow.

Record read and signed in open Court.

Thomas J. Cofer

Thursday morning December 13, 1900.

Court met pursuant to adjournment.

Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of William H. Lee et al minors / Final Report:

Comes now George L. Leak, guardian of William H. Lee, Ada F. Lee and Hoy E. Lee Ragsdale minor heirs of John H. Lee, deceased, and presents a report of his doings as such guardian, wherein he shows that he is chargeable with the sum of $109.33 and that he is entitled to credits on his vouchers filed herein in the same sum.

He shows that all the funds which have come into his hands have been Expended, under the orders of the Court, for the benefit of said wards and he asks that this report be approved and that he be discharged from his bond and trust.

And the Court, having Examined said report, finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the Court that said Report be and the same is in all things approved and confirmed and said guardian be and he is now fully and finally discharged from his bond and trust.

And Court adjourned until 9 o'clock AM. Tomorrow

Record read and signed in open Court

Thomas J. Cofer

Judge.

Friday morning December 14, 1900,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of John O. Wishard Jr. & minor } Account Current.

Comes now Mary A. Hammond, guardian of John O. Wishard Jr. minor heir of George Hammond, deceased, and presents a report wherein she shows that, as such guardian, she is Chargeable with the sum of $565.00 and that she is entitled to Credits on her vouchers filed herein in the sum of $381.55 - Leaving a balance on hand in the sum of $183.45.

She asks that this Report be approved and that the trust herein be approved.

And the Court, having Examined said Report finds the same is all things correct and ought to be approved,

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and said Trust be, and the same is, continued

William T. Smith,
Administrator of the Estate of
John T. Doyle, Deceased. }
vs. } No. 1638. Order of Sale.
Lucinda Pennington,
Louisiana Smith,
George W. Briel,
Joseph B. Homan.

Comes now the above named petitioner by Briel & Harvey, his attorneys, and come also the defendants herein, and now the defendants Lucinda Pennington and Louisiana Smith file Joint and Separate Answers herein consenting to the Sale of the Real

Estate mentioned in the petition under the allegations therein contained, and which Answer is in words and figures as follows, to-wit: (Here Insert) and now also comes George W. Briel, one of the defendants herein, and files his Answer also consenting to the sale as prayed for and Consents to the transfer of his mortgage interests in said lands to the fund derived from the sale thereof and asks that said lien be first and paramount to all other liens thereon, which answer is in words and figures as follows: to-wit: (Here Insert)

And now comes Joseph B. Homan defendant and files an answer and Cross-Complaint herein, and Consents to the sale of the Real Estate described therein, but says that said lands should be sold subject to his Mortgage, and he asks the Court to so order said lands sold; and which Answer and Cross-Complaint is in words and figures following to-wit: (Here Insert).

And now the petitioner files Answer to the Cross-Complaint herein Denying the right of the Mortgagee to have said lands sold subject to said Mortgage and which Answer is in words and figures following, to-wit: (Here Insert)

And now said petition is submitted to the Court for trial, finding and decree, without the intervention of a jury, upon the Answers and Cross-Complaints; and the Court being sufficiently informed and advised in the premises, finds that said lands ought to be sold for the purposes of raising assets necessary to pay the debts and liabilities thereof and that it will be necessary to sell all of the lands mentioned in the petition for that purpose.

The Court also finds that the defendants Lucinda Pennington and

Louisiana Smith are the sisters and only heirs of said Decedent.

And the Court also finds that on the 16th day of January, 1896, the decedent John T. Doyal Executed a mortgage to the defendant George W. Brill calling for $600.00 with interest at the rate of 8% per annum from date until paid, which mortgage is a first valid and subsisting lien upon said Real Estate and has not been paid, and the Court finds that said lien should be transferred to the fund derived from the sale of said Real Estate as a first Lien thereon.

And the Court finds that the defendant, Joseph B. Homan, holds a mortgage Executed by the decedent John T. Doyal for $400.00 on the 13th day of August 1898, which is not due and is a valid and subsisting lien upon the Real Estate herein sought to be sold, and that said lands should be sold subject to said mortgage.

It is therefore ordered by the Court that said petition be granted and that said lands be sold and that the lien of the defendant George W. Brill be declared a first lien thereon and that said lien be transfered to the fund derived from the sale of said Real Estate.

It is further decreed that the said lands be sold subject to the mortgage of the defendant Joseph B. Homan.

It is further decreed by the Court that said petitioner proceed to have the following described Real Estate towit: The North Half of the North East quarter of Section 13 Township 17 North Range 1 East containing 80 Acres and also Nine Acres out of the North East Corner of the North West Quarter of Section

13 Township 17 North Range 1 East - bounded as follows, towit - Commencing at the North East Corner of said quarter Section; Thence running South 40 rods; Thence West 36 rods; Thence North 40 rods; Thence East 36 rods to the place of beginning Containing in all of said lands 8¾ Acres. - The same being the lands mentioned in the petition herein, appraised by two lawful appraisers.

And now said petitioner files his appraisement herein made by James M. Fowler and Thomas J. Sandusky, which is affirmed and is in words and figures following towit: (Here Insert).

And said petitioner is now ordered to file his bond herein.

And now said petitioner files his bond herein in the sum of Six Thousand Dollars with James M. Fowler and Thomas J. Sandusky as his sureties, conditioned for the faithful performance of his trust and which bond is now approved by the Court and is as follows: (Here Insert)

And now the Court orders and decrees that said lands, above described, be advertised for sale at private sale to the highest and best bidder upon the following terms - ⅓ cash - ⅓ in Nine Months and ⅓ in 15 months from date of sale, and that Notice thereof be given for four successive weeks in some Newspaper of general circulation printed and published in said County of Hendricks, and by posting written or printed Notices thereof in Ten (10) public places in the neighborhood of said lands.

And the Court further orders that said lands be sold at not less than appraised value - The purchasers to secure said deferred payments by a Mortgage upon the Real Estate Sold.

And this cause is

Friday, Dec. 14, 1900 and 35th day of Nov. Term 1900

continued for further action and approval.

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Saturday, Dec. 15, 1900 and 36th day of Nov. Term 1900.

Saturday morning December 15, 1900.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Zola Stewart- a minor. } Appointment of Guardian.

Comes now George H. Scarce and presents and files his application for letters of guardianship upon the property of Zola Stewart, a minor, which application reads as follows: (See I.)

And the court, having examined said Application and finding the said George H. Scarce to be a proper and suitable person to be intrusted with said guardianship, does now appoint him such guardian upon the filing of bond to the approval of the Court.

And now the said George H. Scarce presents a bond in the sum of One Thousand Dollars with W.R. McClelland and W.B. Vannice as sureties thereon, which bond the court now approves and endorses his approval thereon as follows: "Approved by me in open Court, the 15th day of December, 1900. Thomas J. Cofer, Judge Fredrick Circuit Court"

And now the said George H. Scarce is duly sworn in open Court To faithfully in all things perform his duties as such guardian, and files a copy of his oath, which reads as follows: (Here Insert).

Whereupon letters of guardianship are duly issued to the said George H. Scarce authorizing him to take upon himself the Execution of said Trust, which Letters read as follows: (Here Insert)

And Court adjourned until 9 o'clock A.M. Monday.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Monday morning December 17, 1900.

Court met pursuant to adjournment.

Present Honorable James L. Clark, Special Judge and Thomas J. Cofer, Regular Judge:

Pleas and proceedings had before the Honorable Thomas J. Cofer, Regular Judge:

In the Matter of the Estate of Murza N. Hollingsworth, Decd / Order to Turn Over Certain Property:

Comes now Mary Ann Hollingsworth, widow of said decedent, and files her petition showing to the court that said decedent had at the time of his death five hogs, which had been provided by decedent for provisions of his family. That the administrator of said Estate has listed said hogs on his inventory as the property of said estate, and caused the same to be appraised, and intends to sell the same as property of said Estate. That said five hogs are appraised at $50cc. And said petitioner asks the court to order and direct said Administrator to turn said hogs over to her as provisions provided for the use and consumption of the family of decedent.

And the Court being sufficiently advised in the premises finds that the allegations of said petition are true and that said petitioner ought to have said hogs turned over to her as the widow of said decedent as provisions provided by decedent for use and consumption of his family.

It is therefore ordered by the court that the Administrator of the Estate of Murza N. Hollingsworth, deliver over to Mary Ann Hollingsworth as the widow of said decedent, five hogs appraised on the inventory of said Estate at $50cc. to be used by the family of said decedent.

It is further ordered that said widow be not charged with said hogs as any part of the Estate of said decedent to which she would be and is entitled to by law as such widow

Said Administrator will take credit for the appraised value of said hogs in his accounting with this court.

In the Matter of the Estate of Louisa J. Tucker, Deceased. / Probate of Will.

Comes now Joseph St. Perree, and presents to the Court in open court a paper purporting to be the last will and testament of Louisa J. Tucker, deceased, and asks that the same be proven and allowed as the last will and testament of said decedent. Said will is in the words and figures following, to-wit: (Here Insert)

And at the same time come Clark E. Farabee and David A. Higgins the subscribing witnesses to said paper and (and) being duly sworn say that they were present and saw the said Louisa J. Tucker sign her name to said paper and at the same time they heard her declare that the said paper was her last will and testament; that they signed the same as witnesses in her presence and in the presence of each other; that at the time the said Louisa J. Tucker signed said paper she was of the full age of twenty one years, was of sound and disposing mind and memory, and was not under Coercion, Compulsion or restraint.

And the Court being satisfied from the evidence now finds that said paper is the last will and testament of the said Louisa J. Tucker and that the same ought to be allowed and probated as such.

It is therefore adjudged by the Court that said instrument, above

set out, is the last will and testament of Louisa J. Tucker and the same is now hereby admitted to probate as such, and the Clerk of this Court is hereby ordered to spread the same of record in the Records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate.
of Louisa J. Tucker, Deceased. } Letter Testamentary:

Comes now Joseph W. Ferree, by James A. Doward, his attorney, and presents to the Court his bond as Executor of the Last Will and Testament of Louisa J. Tucker, deceased, which bond is signed by the said Joseph W. Ferree as principal and William M. Crabb and Horace Miller as sureties. Said bond is in the sum of $2000.00 and is approved by the Court and reads as follows, to-wit: (Here Insert).

And now the said Joseph W. Ferree is sworn in open Court as Executor of the last will and testament of Louisa J. Tucker, deceased, and files a copy of his oath as follows: (Here Insert)

And now letters Testamentary are issued to the said Joseph W. Ferree as such Executor, attached to a copy of the said will of said decedent.

Said letters are as follows:
(Here Insert)

And the said Joseph W. Ferree is now authorized and ordered to take upon himself the Execution of the said will of Louisa J. Tucker, deceased.

And day is given.

In the Matter of the Estate of
John D. Kelleher, minor heir }
of Clara J. Kelleher.

Comes now Thomas J. Cofer,

the regular Judge of this Court and files the following appointment of Special Judge in the Matter of the Land Sale of the above named Estate, to-wit:

In the Hendricks Circuit Court,
Hendricks County, Indiana.

November Term, 1900.

In the Matter of the Land Sale
of the Estate of John D. Kelleher, }
a minor.

I, Thomas J. Cofer, Judge of said Court, being disqualified by reason of having been attorney for the guardian herein in matters litigated concerning the land now sought to be sold, do appoint James L. Clark a competent and disinterested attorney of said Court, as Judge thereof in said cause.

Thomas J. Cofer. Judge
Hendricks Circuit Court

Dec. 17, 1900.

And now comes the said James L. Clark and subscribes the following oath, to-wit:

The State of Indiana, } SS:
County of Hendricks,

I, James L. Clark, swear that I will support the Constitution of the United States and of the State of Indiana, and faithfully discharge my duties as Judge of the Hendricks Circuit Court in the Matter of the Land Sale in the guardianship of John D. Kelleher, a minor, so help me God.

James L. Clark.

Subscribed and sworn to this 17th day of December, 1900, before me, Clerk of said Court

Jim E. Dougan, Clerk

Thomas J. Cofer

Judge.

Pleas and proceedings had before the Honorable James L. Clark, Special Judge:

In the Matter of the Estate of John D. Kelleher, minor, heir of Clara J. Kelleher. / Order of Sale.

Comes now James D. Smith, guardian of said minor, and files his petition herein praying for an order of this court directing and empowering him to sell certain equitable interest in Real Estate, which petition is in words and figures following, to-wit:

"To the Honorable Circuit Court of Hendricks County, Indiana:

Your petitioner, James D. Smith, guardian of said minor, respectfully represents to the court that he is the lawfully appointed guardian of the above named ward, and that said ward is now about nineteen years of age, and resides in the State of Illinois, that he is the heir at law of Clara J. Kelleher, deceased, and has an equitable interest in and to the following described Real Estate situated in Hendricks County and the State of Indiana, to-wit: An undivided two thirds interest in and to the South-west quarter of the Southeast quarter of Section Thirteen (13), Township Fifteen (15) North, Range One (1) West Excepting Two and One Half acres off of and across the entire East side thereof, said Exception being five rods in width East and West and containing, Exclusive of said Exception 37 & 1/2 acres in all of said tract.

Said petitioner further shows that said Equitable interest in said land was acquired on manner following; that the said Clara J. Kelleher conveyed said land to her husband, Thomas B. Kelleher

on the 31st day of January 1881, through Lee A. Barnett as trustee; that a suit was brought by this guardian against Thomas B. Kelleher et al to establish a trust in the aforesaid interest in said land on the 27th day of Oct. 1897, which suit was pending until the 9th day of November, 1900, when the same was compromised on the oral order of this court, the regular judge thereof acting, upon the terms that this guardian should take title in his individual name to said interest in said land, together with other lands belonging to the said Thomas B. Kelleher, at and for the price of $2654 00, which compromise was effected by this guardian on said terms, he taking title thereto in his own name from the said Thomas B. Kelleher and wife through Joseph B. Kinnan, acting as a trustee appointed by deed of the said Thomas B. Kelleher on the 13th day of February, 1900; that said land was all charged with encumbrances at said time which were valid and subsisting liens against the said equitable interest of said ward therein; that this guardian can now sell all of said land at and for the price of $3150.00, and that the equity in said land, and all of said land over and above the cost thereof to this guardian is $432 00 or there about - all of which sum this guardian proposes to turn over to said ward, if the same be sold at said sum of $3150 00; after paying the other just claims against said guardianship; that his said suit against the said Thomas B. Kelleher et al pending in the Putnam Circuit Court, on a change of venue from the Hendricks Circuit Court has been dismissed by this guardian, and the costs thereof fully paid.

And this guardian would show to the court that said land is charged with encumbrances to the Extent that the

rents thereof cannot pay the indebtedness, and that the sale thereof is necessary for the support of his said ward and to pay Existing Claims against said guardianship and Real Estate; That the rental value of said wards interest in said real Estate is only about $75.00 per year and that he has received no rents therefor, and that said ward has a Personal Estate of about $70.00 in the hands of this guardian.

Wherefore your petitioner asks the court to grant him an order to sell his wards Equitable interest in the lands above described, at Private Sale, without any notice thereof, for the reasons above set forth, and to grant him all necessary and proper relief in the premises.

James D. Smith.

State of Indiana, }
Hendricks County. } SS:

James D. Smith, guardian of John D. Kelleher, minor heir of Clara J. Kelleher, deceased, being duly sworn, on his oath says that the several matters and things set forth in the aforesaid petition are true, as he verily believes.

James D. Smith, guardian.

Subscribed and sworn to before me this the 17th day of December, 1900.

R. T. Hollowell,
Notary Public.

Commission Expires }
January 15, 1904. }

And the Court, after being sufficiently advised in the premises, finds that the equity of said minor in the lands described in said petition ought to be sold, at private sale, and without any notice being given of the time, place and terms of sale.

It is therefore by the

court ordered, that said real estate described in the petition to-wit:- An equitable interest in and to an undivided two thirds interest of the Southwest quarter of the Southeast quarter of Section 13, Township 15 North, Range One West in Hendricks County Indiana, Excepting two and half acres off of and across the entire East side thereof, said Exception being five rods in width East and West, and containing, Exclusive of said Exception, 37½ acres more or less, be sold by said guardian, at private sale, and without any notice whatever being given of the time and place of said sale, and that he report his doings herein to this Court for approval.

And the Court now appoints Simon Hadley and John C. Russell two disinterested free-holders of Center Township Hendricks County Indiana, appraisers to appraise said real Estate.

And said guardian now brings into court an appraisement made by the said appraisers fixing a valuation on said real estate of $432.00

And the said guardian makes and files his bond herein in the penal sum of $900.00 payable to the State of Indiana, with R. T. Hollowell and Simon Hadley as sureties thereon, which bond is now by the Court approved and its approval endorsed thereon.

In the Matter of the Estate of
John D. Kelleher, minor heir of } Report of Sale.
Clara J. Kelleher, deceased.

Comes now James D. Smith guardian of said minor and files his report of sale herein, which report is in words and figures following to-wit:

"The undersigned guardian of said minor respectfully reports that pursuant to the order of this court this day made herein, he offered the real estate in his petition

Herein fully described, and diligently sought purchasers therefor on said day and for a long time prior thereto.

And on said day, to-wit. December 17th 1900, William F. Franklin offered therefor the sum of $432.00 and no person bidding more, and that being the full appraised value thereof, he sold said land to the said William F. Franklin for the said sum of $432.00, which sum the said Franklin paid this guardian cash in hand.

And said guardian further reports that he Executed to said purchaser his deed as such guardian for the lands described in the petition herein and now brings the same into this Court for approval.

Wherefore he asks that said sale be in all things approved and confirmed and that he be instructed to deliver said deed to said purchaser as evidence of his title to said lands.

James D. Smith,
Guardian.

Subscribed and sworn to before me this the 17" day of December, 1900.
R. T. Hollowell,
Notary Public.

Commission Expires,
January 15, 1904. 35

And the Court after hearing said report, and being sufficiently advised in the premises, finds that said report is regular and sufficient in all respects and that the same ought to be approved and the sale of said real Estate ought to be approved and confirmed.

It is therefore by the Court ordered that said report be and the same is hereby fully approved, and that said sale mentioned in said report be and the same is now by the Court fully approved and

confirmed.

And now said guardian makes and brings into court his deed to William F. Franklin for said real Estate for Inspection and approval.

And the court after examining the same approves said deed and endorses his approval thereon in words and figures following to-wit: "Approved in open Court this the 17th day of December, 1900, James L. Blark, Special Judge"

And the said guardian is ordered to deliver said deed to the purchaser as evidence of his title to the lands therein described.

All of which is finally ordered, adjudged and decreed.

Special Judge.

Ordered by the court that all reports, both in Estates and Guardianships, all motions, demurrers and all Causes now pending and not disposed of at the present Term of this Court be continued to the January Term, 1901, of this Court.

And Court adjourned until court in Course.

Thomas J. Boyden
Judge.

In the Matter of the
guardianship of Iva Eve } Affointment of Guard:
Pace and Floyd Pace, Minors }

Be it remembered, that on this the 24th day of December, 1900, came Samuel R Stewart and filed in the office of the Clerk of the Hendricks Circuit Court, in Vacation, an Afflication for letters of guardianship upon the Proferty of Iva Eve and Floyd Pace, minor heirs of Nila Hoosier, deceased, which afflication reads as follows, towit: (Here Insert)

And the Clerk, having Examined said Afflication and finding the said Samuel R. Stewart to be a proper and suitable person to be intrusted with said guardianship, does now affoint him such guardian upon the filing of bond in the penal sum of One Thousand Dollars with W. I. Gee and Allen R. Hyfer as sureties upon said bond.

Whereupon the said Samuel R. Stewart is duly sworn to faithfully, in all things, perform his duties as such guardian and he now files a copy of his bond and oath which read as follows: (Here Insert).

And now letters of guardianship are duly issued to the said Samuel R. Stewart, which reads as follows, towit: (Here Insert)

In the Matter of the Estate
of Amy Yount, deceased. } Probate of Will:

Be it remembered that on this the 27th day of December 1900, comes John Stafford and files in the office of the clerk of the Hendricks Circuit Court a paper purporting to be the last will and testament of Amy Yount, deceased, and asks that the same be proven and allowed as the

last will and testament of said, decedent.

Said will is in the words and figures following, towit: (Here Insert)

And the said John Stafford, being duly sworn, says that he was present and saw the said Amy Yount sign her name to said paper and at the same time he heard her declare that the said paper was her last will and testament; that he signed the same as a witness in her presence and in the presence of J. H. Brill, the other subscribing witness, and they signed the same in the presence of the said Amy Yount and in the presence of each other and at the request of the said Amy Yount; that at the time the said Amy Yount signed said paper she was of the full age of twenty one years, was of sound and disposing mind and memory and was not under coercion, confulsion or restraint.

And the Clerk of the said Court aforesaid being satisfied from the Evidence that said paper is the last will and testament of the said Amy Yount, allows the same to be probated as such and spreads the same of record in the Records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate
of Amy Yount, deceased. } Affointment of Admr.

Comes now Thomas B. Jones, on this the 27th day of December, 1900, and files in the office of the Clerk of the Hendricks Circuit Court an afflication for Letters of Administration With the Will annexed upon the Personal Estate of Amy Yount, deceased; which Afflication reads as follows, towit: (Here Insert)

And the Clerk of said Court aforesaid, having examined said

Afflication and being satisfied that the said Thomas B. Jones is a suitable person to be intrusted with said Administration does now Appoint him such Administrator upon his filing bond in the sum of One Thousand Dollars with William S. Jones as surety upon said bond.

And the said Thomas B Jones is now duly sworn to faithfully, in all things, according to law, perform his duties as such Administrator.

And now the said Thomas B. Jones files a copy of his bond and oath which read as follows: (Here Insert).

Whereupon Letters of Administration with the will Annexed is duly issued to the said Thomas B. Jones, authorizing and directing him to Execute his trust, which said Letters read as follows: (Here Insert)

And day is given.

Robert L O'Kain, Guardian of Joseph D. Harrah.
vs
Estate of Andrew J. Bowen, Deceased, et al. } No.

Comes now Georgiana Bowen, Administratrix of the Estate of Andrew J. Bowen, deceased, on this 27th day of December, 1900, and files in the office of the Clerk of the Hendricks Circuit Court, the original long-hand manuscript of the reporter's short hand notes of the evidence in said cause, reported, transcribed and certified to by Luella O. Kain, official reporter of said Court.

Monday morning January 7 1901

Pleas and proceedings had in the Hendricks circuit Court, within and for Hendricks County, State of Indiana, at the January Term, 1901, which term of said 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 January, 1901, that being the day fixed by law for holding said term of said Court.

Present: Honorable Thomas J. Cofer, sole Judge;
Jno E. Dougan, the Clerk thereof; and
A.A. Figg, the sheriff of said County.

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

Clerks Report:

State of Indiana,
Hendricks County. } ss:

To the Honorable Thomas J. Cofer
Judge of the Hendricks circuit Court:

I, Jno E. Dougan, clerk of said court aforesaid, do hereby submit to you for your consideration and action the following report of my doings, as such clerk, in Probate Matters, during the Vacation of said Court aforesaid from the November Term 1900, to the beginning of the January Term 1901, of said Court, to-wit:

Letters of Administration have been issued as follows:

Upon the Estate of Amy Yount, deceased, to Thomas B. Jones
Bond $1000.00, with William S. Jones as surety thereon.

I further report that the Will of Amy Yount was proven and allowed.

No Executor being named therein, Letters of Administration with the Will annexed was issued to the said Thomas B. Jones as above set out.

I also report that letters of guardianship were issued as follows:

Upon the property of Iva Eve Pace and Floyd Pace, minors, to Samuel R. Stewart.
Bond $1000.00 with W. I. Gill and Allen Pyfer as sureties thereon.

Respectfully submitted,
Jno E. Dougan, Clerk of the
Hendricks Circuit Court.

And the Court, having examined said report and finding said appointees to be proper persons to execute said trusts, and the bonds sufficient in all respects, approves the same and confirms the acts of said Clerk in the premises and endorses his approval thereon as follows: "Examined and approved, this the 7th day of January, 1901."

Thomas J. Cofer, Judge.

W. B. Ledgerwood
vs. } No. 1608.
Estate of Anderson Ledgerwood, deceased.

Comes now the Claimant herein and upon his motion this cause is dismissed - Costs paid.

And court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Tuesday morning January 8, 1901.
Court met pursuant to adjournment.
Present Honorable Robert M. McBride
Special Judge and The Honorable Thomas J. Cofer, Regular Judge.

Proceedings had before the Honorable Robert M. McBride, Special Judge.

William H. Satterlee.
vs.
The Estate of Henry Holderman, deceased } No. 1602.

Come the parties herein by counsel and the Court, being informed that William Lewis, the former Administrator of the above named Estate, had resigned his trust as such Administrator and his successor duly appointed, orders that Aquilla McCormick, the successor of the said Lewis, be substituted as defendant herein.

Robert M. McBride
Special Judge.

Pleas and proceedings had before the Honorable Thomas J. Cofer, the Regular Judge:

In the Matter of the Estate, of Josephine Davis, deceased. } Appointment of Admr.

Comes now Harvey W. Davis and files an application for letters of Administration upon the Personal Estate of Josephine Davis, deceased, which application reads as follows: (Here Insert)

And the Court, having examined said application and finding the said Harvey W. Davis to be a proper and suitable person to be intrusted with said Administration does now appoint him such administrator upon the filing of bond in the sum of $100.00.

And now the said Harvey W. Davis comes and files his bond to the approval of the Court with John Q. Davis as surety thereon.

And now the said Harvey W. Davis is duly sworn to faithfully fulfill all things, perform his duties as such administrator and files a copy of his oath, which oath and bond read as follows: (Here Insert)

Whereupon letters of administration are duly issued to the said Harvey W. Davis authorizing him to take upon himself the Execution of said trust.

And day is given.

In the Matter of the guardianship of Samuel C. McCown, a minor } Appointment of Guard.

Comes now Elizabeth McCown and files the Request of Samuel C. McCown, a minor over the age of 14 years, for the appointment of the said Elizabeth McCown as guardian of the Property of the said Samuel C. McCown, which Request reads as follows: (Here Insert)

And the court, finding the said Elizabeth McCoun to be a proper and suitable person to be intrusted with said guardianship does now appoint her guardian upon the filing of bond in the sum of $1400 ::.

And now the said Elizabeth McCoun comes and presents a bond to the approval of the Court with James E. Daugherty and Boon McCoun as surety upon said Bond.

Whereupon the said Elizabeth McCoun is duly sworn to faithfully, in all things, perform her duties as such guardian.

And now the said Elizabeth McCoun files a copy of her oath, and also files her bond, which oath and bond read as follows: (Here Insert)

Whereupon Letter of guardianship are duly issued to the said Elizabeth McCoun and reads as follows: (Here Insert)

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday morning, January 9, 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Dovie May Nicholson, a minor } Account Current.

Comes now Benton Reid, guardian of Dovie May Nicholson, a minor, and presents to the court a report of his doings as such guardian, wherein he shows that he is chargeable in the sum of $1053.28 and that he is entitled to credits on his vouchers filed in the sum of $143.88- leaving a balance in his hands in the sum of $909.40.

He asks that this report be now approved and his trust herein be continued.

And the Court, having Examined said report, finds the same in all things correct and that it ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and confirmed; and said trust be and the same is hereby continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Thursday morning January 10, 1901.
Court met pursuant to adjournment.
Present. Honorable Thomas J. Cofer, the regular Judge of this Court and the Honorable Robert M. McBride Special Judge.

Pleas and proceedings had before the Honorable Thomas J. Cofer, Regular Judge:

Rachel M. Leonard, Administratrix of the Estate of Frederick Leonard, and Rachel Leonard,
vs. No. 1625
Squire M. Leonard, John T. Leonard, George M. Leonard, Charles P. Leonard, Jonathan P. Leonard, Amanda Thouvenal, Nancy A. E. Pearcy, Ellen Huddleston and Sarah R. M. Funkhouser.

comes now the plaintiff, by Hogate and Clark, her attorneys, and files the summons issued in this cause to the Sheriff of Hendricks county with the sheriff's return thereon, which summons and return reads as follows: (Here Insert), also the summons issued to the Sheriff of Marion County with the sheriff's return thereon which summons and return reads as follows: (Here Insert), also the summons issued to the Sheriff of Morgan County with the return of said Sheriff thereon, which summons and return reads as follows: (Here Insert), also the proof of publication which reads as follows: (Here Insert)

And the Court finds that the defendants George M. Leonard, Charles P. Leonard, Jonathan P. Leonard and Amanda Thouvenal are non residents of the State of Indiana and were duly served with notice of the filing and pendency of this action by publication for three weeks successively

in the Danville Republican, a weekly newspaper of general circulation, printed and published in Hendricks county and State of Indiana, the last of which publications was more than thirty days before the first day of the present term of this Court, and that the other defendants are residents of the State of Indiana and were duly served with notice of the filing and pendency of this cause by summons more than ten days before the first day of the present term of this Court.

And now said defendants failing to appear and answer the Complaint are each separately and severally three times called and come not but herein wholly make default.

And now this cause is submitted to the Court for trial, finding and decree, upon the default of the defendants and without the intervention of a jury.

And the Court finds generally for the plaintiff and that the allegations of her complaint are true.

It is therefore ordered, adjudged and decreed that partition of the following described real Estate in Hendricks County and State of Indiana, to-wit: The South half of the North West quarter of the South East quarter and all that part of the South West quarter of the South East quarter of Section Thirteen (13) in Township Seventeen (17) North, and Range One (1) West that lies North of the Public highway running East and West, Excepting two (2) Acres off of the West side thereof, be made setting off to Rachael Leonard as the widow of the decedent Frederick Leonard, One Third in value thereof and to the Estate and Heirs of said decedent, the above named defendants, the two thirds in value thereof.

And for the purpose of carrying out the order and decree of the Court, the Court now appoints William F. Franklin, Lewis O. Schenck and Peter Case as Commissioners.

And said Commissioners are ordered to first qualify according to law and then upon actual view of the premises make partition of the above described real Estate setting off to Rachel Leonard one third in value thereof and to the Estate and heirs of Frederick Leonard two thirds in value thereof and to report the doings in the premises to the present term of this Court.

The Court further orders said plaintiff to cause the part of said real Estate set off to the Estate and heirs of said Frederick Leonard, as soon as the same is set off, to be appraised by two disinterested free-holders who are legal voters and reside in the neighborhood of said real estate and in Hendricks County and to file said appraisement in this cause with the report of said Commissioners and abide the further orders of this Court in the premises.

In the Matter of the Guardianship of Oscar A. Martin, a minor. } Appointment of Guard.

Comes now Enoch G. Hogate and files the request of Oscar A Martin, a minor over the age of fourteen years, wherein the said Oscar A Martin requests the Court to appoint the said Enoch G. Hogate as his guardian, which request reads as follows: (Here Insert)

The said Enoch G. Hogate also files an Affidavit for Letters of Guardianship upon the property of the said Oscar A. Martin, which affidavit reads as follows: (H. I.)

And the Court, having Examined said Request and Application, and being satisfied that the said Enoch G. Hogate is a proper and suitable person to be intrusted with said guardianship, does now appoint him such guardian upon the filing of bond in the sum of Twelve Hundred Dollars with James L. Clark and M. B. Vannice as sureties thereon.

Whereupon the said Enoch G. Hogate is duly sworn to faithfully, in all things, perform his duties, as such guardian, according to law, and a copy of his oath is now filed and reads as follows: (Here Insert)

And now Letters of Guardianship are duly issued to the said Enoch G. Hogate, and, together with his bond herein, read as follows: (Here Insert)

Thomas J. Hayes
Judge.

Thursday, January 10, 1901 and 4th day of January Term 1901.

Pleas and proceedings had before the Honorable Robert M. McBride, Special Judge.

W. H. Satterlee.
vs.
Est. Henry Holderman, Deceased. } No. 1602.

Come now the parties by counsel and defendant files answer as follows: (Here Insert)

And the plaintiff is ruled to Reply to the Second paragraph of said answer.

Defendant also files Cross-Complaint as follows. to wit: (Here Insert). and plaintiff is ruled to answer.

And now plaintiff files Reply of general denial to Second paragraph of Defendants' answer in words and figures as follows, (Here Insert).

Plaintiff also files answer by way of general denial to the Cross Complaint of defendant, which answer reads as follows: (Here Insert).

And now this cause is submitted to the court for trial, finding and judgment without the intervention of a jury.

And the court having heard a part of the evidence in said cause, the same is continued for further evidence.

Robert W. McBride
Special Judge.

And court adjourned until 8:30 O'clock A.M. Tomorrow. Record read and signed in open Court

Thomas J. Cofer
Judge.

Friday, January 11, 1901 and 5th day of January Term 1901

Friday morning January 11, 1901
Court met pursuant to adjournment.
Present Honorable Robert M. McBride Special Judge.

W. H. Satterlee
vs
Estate of Henry Holderman, deceased. } No. 1602.

For Lien on this Judgment see p. 324.

Come now again the parties herein and the court having heard the remainder of the evidence and being fully advised in the premises finds for the Claimant that the allegations of his complaint are true and that there is now due him from the Estate of Henry Holderman, deceased, the sum of Sixty nine Dollars and Ten cents.

It is therefore considered and adjudged by the court that the Claimant herein W. H. Satterlee recover of and from the defendant, The Estate of Henry Holderman, deceased, the Sum of Sixty-Nine Dollars and Ten cents.

It is further considered and adjudged by the court that the Claimant herein pay the costs of this action taxed at dollars and cents.

George Crayton
vs.
The Estate of Henry Holderman, deceased. } No. 1617.

Comes now the defendant by counsel and the plaintiff failing to appear is now three times loudly called in open court but comes not and herein wholly makes default.

And now this cause is dismissed for want of prosecution at cost of Claimant.

Friday January 11, 1901 and 5 day of January Term 1901

It is therefore considered and adjudged by the Court that the Claimant herein, George Crayton, pay the costs of this action taxed at dollars and cents.

Julia E Holderman
vs
The Estate of Henry Holderman, deceased. / No. 1550.

Come now the parties herein and this cause coming on for trial is submitted to the Court for trial, finding and judgment without the intervention of a jury.

And the Court having heard the evidence and being fully advised in the premises finds for the Claimant and that there is now due and unpaid, upon her claim herein, from the defendant, The Estate of Henry Holderman, deceased, the sum of $800.00.

It is therefore considered and adjudged by the Court that the Claimant herein Julia E Holderman, recover of and from the Estate of Henry Holderman, deceased, the sum of Eight Hundred Dollars, together with her costs and charges in and about this suit laid out and expended and taxed at dollars and cents.

And Court adjourned until 9 o'clock AM. Tomorrow.
Record read and signed in open Court

Robert M. McBride
Presiding Judge.

This Jdgm. refers to the case of Julia E Holderman vs Estate of Henry Holderman See Jdgs. 323.

Dismissed at Cost of Plff. Judgment for Defdt. Attorneys fees. Execution Cost for Atty. for Claimant

Vouchers in favor of Julia E Holderman for $800, filed by Clerk

Saturday, January 12, 1901 and 6 day of January Term 1901.

Saturday morning January 12, 1901
Court met pursuant to adjournment.
Present Honorable Thomas J. Cosgrove, Judge.

In the Matter of the guardianship of Jacob R. Wilkins, a minor, / Report and Resignation.

Comes now William H. Wilkins, guardian of Jacob R. Wilkins, minor heir of Jacob K. Moore, deceased, and presents a report of his doings as such guardian, wherein he shows that, as such guardian, he is chargeable with the sum of $538.50, and entitled to credits on his vouchers filed herein in the sum of $55.64- Leaving a balance in his hands to be accounted for in the sum of $482.86.

Said guardian also files with said report his resignation as such guardian and pays to the Clerk of this Court the sum of $117.76 in cash, and turns over to said Clerk Certain Notes amounting to the sum of $365.10.

He now asks that his report herein be approved; and that his resignation herein be accepted.

And the Court, having examined said report and, being fully advised in the premises finds the same in all things correct and ought to be approved, and said resignation accepted.

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 that said resignation be and the same is (hereby) hereby accepted, and that said guardian be and he is now fully and finally discharged from his bond and trust.

All of which is now

March 16th 1901. Paid to John A Wilkins, Guardian of Jacob R Wilkins, also remainder for $1250 signed by Jake Wilkins, also remainder for $1250 signed by W. A. King, see receipt on file

March 16th 1901. Paid to John A Wilkins, Guardian of Jacob R Wilkins $363.45; also, turned over to him notes for $101.52, Jno. E. Morgan, Clerk- Rec. H.B. 7, Page 405

finally ordered, adjudged and decreed by the Court.

Frank J. Christie
vs. } No. 1631.
Estate Zerilda Christie, deceased.

Come now the parties herein by counsel and the Claimant herein files an Amended Claim in these words and figures, to-wit:- (Here Insert)

Whereupon the defendant files motion to make Amended Claim more Specific, which motion reads as follows:- (Here Insert)

And the Court, being fully advised in the premises, overrules said motion, to which ruling of the Court the defendant at the time excepts.

Joseph C. Shoffner
vs. } No. 1634.
Estate of Permelia Drewin, deceased.

Come now the parties herein by Counsel and defendant files a Demurrer to the Claim of the Claimant, which Demurrer reads as follows:- (Here Insert)

And the court, being fully advised in the premises, sustains said Demurrer, to which ruling of the Court, the Claimant at the time excepts.

And now said Claimant is granted leave to Amend his Claim.

In the Matter of the Guardianship of Charles H. Beeson, a minor } Appointment of Guard.

Comes now Jesse Beeson, and files an Affidavit for letters of

guardianship on the property of Charles H. Beeson, minor heir of Gabriel Beeson, deceased, which application reads as follows, to-wit:- (Here Insert)

And the Court, having examined said application and finding the said Jesse Beeson to be a proper and suitable person to be intrusted with said guardianship does now appoint him such guardian upon the filing of bond in the sum of Six Hundred Dollars with Fabiard Hays and George H. Duncan as his sureties thereon, which bond reads as follows:- (Here Insert)

And now the said Jesse Beeson is duly sworn to faithfully, in all things, perform his duties as such guardian according to law, and files a copy of his oath which reads as follows:- (Here Insert).

And now letters of guardianship are duly issued to the said Jesse Beeson and read as follows, to-wit:- (Here Insert)

And court adjourned until 9 o'clock AM Monday. Record read and signed in open Court.

Thomas J. Cofer
Judge.

Monday, January 14, 1901 and 7 day of January Term 1901.

Monday morning January 14, 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Etta May Surber, a minor. } Account Current:

Comes now A.A. Surber, guardian of Etta May Surber, minor heir of David E Surber, and presents a report as such guardian wherein he shows that he is chargeable with the sum of $170.87, and that he is entitled to credits on his vouchers filed herein in the sum of $9.21 - Leaving a balance in his hands to be accounted for in the sum of $161.66.

He asks that this report be approved and the trust herein continued.

And the Court, having Examined said report and being fully advised in the premises, finds the same in all things correct and ought to be approved.

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 trust herein be and the same is continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Tuesday, January 15, 1901 and 8 day of January Term 1901

Tuesday morning January 15, 1901.
Court met pursuant to adjournment.
Present Hon. Thomas J. Cofer, Judge.

In the Matter of the guardianship of Cleo Hunt, deceased. } Account Current:

Come now Julia Hunt, guardian of Cleo Hunt, minor heir of Cyrus N. Hunt, by Fogate & Clark, her attorneys, and presents a report wherein she shows that she is chargeable with the sum of $8665.77 and that she is entitled to credits on her vouchers filed in the sum of $1276.85 - Leaving a balance in her hands in the sum of $7388.92 to be accounted for.

She asks that this report be approved and the trust herein be continued.

And the Court, having Examined said report and finding the same in all things correct approves the same and endorses his approval thereon as follows, to-wit: "Examined and approved in open Court this the 15th day of January, 1901."

Thomas J. Cofer, Judge.

Frank J. Christie
vs. } No. 1631.
Estate of Zerilda Christie, deceased.

Comes now the defendant by counsel and offers to confess judgment in the sum of $200.00 and files such offer, which reads as follows: (Here Insert).

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday morning January 16, 1901.
Court met pursuant to adjournment.
Present Honorable Robert W. McBride, Special Judge, and the Hon. Thomas J. Cofer, the Regular Judge.

Pleas and proceedings had before the Hon. Robert W. McBride, Special Judge:

George Crayton
vs. } No. 1617
The Estate of Henry Holderman, deceased.

Comes now the plaintiff and files motion to have this case reinstated, which motion reads as follows: (Here Insert)

Thomas J. Cofer
Special Judge.

Pleas and proceedings had before the Hon. Thomas J. Cofer, Regular Judge:

Frank Christie
vs. } No. 1681,
The Estate of Zerilda Christie, deceased.

Come the parties and this cause coming on for trial it, by agreement of the parties, submitted to the following jury towit: Henry Herringlake, Barney Gossett, G.G. Parsons, D.F. Huron, Cyrus Masten, Alexander Williams, Preston Long, Arthur Hadley, Allen Reitzel, Moses C. Rogers and William Milam - Eleven good and lawful men, house-holders or free-holders of Hendricks County, Indiana, and legal voters therein, who are duly and legally empaneled and sworn to well and truly try the matters at issue between the parties to this cause, and a true verdict render according to the law and the evidence.

And after hearing a part of the evidence in said Cause, said jury is permitted to separate until 9 o'clock A. M. to-morrow under the instructions of the Court, as to their duties during such separation.

Henry Hadley
vs. } No. 1622.
The Estate of Henry F. Doward, deceased.

Come the parties herein by counsel and the Estate of Henry F. Doward files a motion to strike out parts of the deposition of A. B. Doward, which motion reads as follows: (Here Insert).

In the Matter of the Estate of Franklin Haynes, deceased. } Appointment of Admr.

Comes now Benj. F. Haynes

Wednesday, January 16. 1901 and 9th day of January Term 1901.

and filer an afflication for letters of administration upon the Estate of Franklin Haynes, deceased, which afflication reads as follows: (Here Insert)

And the court, having Examined said afflication and finding the said Benj. F. Haynes to be a proper and suitable person to be intrusted with said administration, does now affoint him such administrator upon the filing of bond in the sum of $360.00 with J. M. Haynes and W. M. Rose as surety upon said bond, which bond is now duly approved by the court and reads as follows, to-wit: (Here Insert).

Whereupon the said Benj F. Haynes is duly sworn to perform his duties as such administrator according to law, and filer a copy of his oath as follows, to-wit: (Here Insert)

And now letters of administration is duly issued to the said Benj. F. Haynes, authorizing him to take upon himself the Execution of said Trust.

And day is given.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Hofer
Judge.

Thursday, January 17, 1901 and 10th day of January Term 1901

Thursday morning January 17, 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Hofer, Judge.

Frank Christie
vs
The Estate of
Zerilda Christie, Decid } No. 1631.

Come now again the parties and the Sheriff as ordered by the Court, brings again into open court the jury heretofore empaneled for the trial of this cause.

And after hearing a part of the evidence in said cause, said jury is permitted to separate until 9 O'clock A.M. Tomorrow under the instructions of the court as to their duties during such separation, heretofore given.

In the Matter of the
guardianship of Sarah
and Fred Harless, minors } Appointment of Guard.

Comes now Mary Harless and filer an afflication for letters of Guardianship upon the Estates of Sarah and Fred Harless, minor heirs of John Harless, deceased, which afflication reads as follows: (Here Insert)

And the court, having examined said afflication and finding the said Mary Harless to be a proper and suitable person to be intrusted with said guardianship, does now affoint her such guardian upon the filing of bond in the sum of $200.00 with James M. Wilson and Robert T. Hollowell as surety upon said bond, which bond is now duly approved by the court and reads as follows: (Here Insert).

And now the said Mary Harless is duly sworn to faithfully in all things perform her duties as such guardian according to law, and filer a copy of her oath

Thursday, January 17. 1901 and 10th day of January Term 1901.

which reads as follows: (Here Insert)

Whereupon letters of guardianship are duly issued to the said Mary Horless authorizing her to take upon herself the Execution of said Trust.

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Hofer
Judge.

Friday, January 18. 1901 and 11th day of January Term 1901

Friday morning January 18. 1901.
Court met pursuant to adjournment.
Present Hon. Thomas J. Hofer, Judge.

Frank Christie
vs.
The Estate of Zerilda Christie, deceased. } No. 1631.

Come now again the Porter and the Sheriff, as ordered by the Court, brings again into open Court the jury heretofore empaneled for the trial of this cause.

And after hearing the remainder of the evidence, the arguments of counsel and the instructions of the court, said jury retires to its room in charge of a sworn officer to consult of and concerning a Verdict.

And afterwards said jury is conducted into open Court by the officer in charge and they return and acknowledge in open Court, the following Verdict towit:

Frank J. Christie
vs.
Estate of Zerilda Christie, deceased } "We, the jury find for the plaintiff and assess his damages in the sum of Four Hundred ($400) Dollars."
A. A. Parsons, Foreman"

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Hofer
Judge.

Saturday, January 19, 1901 and 12th day of January Term 1901

Saturday morning January 19, 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Henry Hadley
vs.
Estate of Henry F. Downard, Deceased, & George T. Pattison. } No.

Come now the parties and George T. Pattison files answer in two paragraphs to the Cross-Complaint of the Estate of Henry F. Downard, which answer reads as follows: (Here Insert)

And now the Estate of Henry F. Downard files the deposition of James O. Parker.

And now the Court, being fully advised in the premises, overrules the motion to strike out parts of the deposition of A.B. Downard, to which ruling of the court, the Estate of Henry F. Downard at the time Excepts and Twenty days time is given in which to file Bill of Exceptions.

And now the Estate of Henry F. Downard files Demurrer to the Second paragraph of answer of George T. Pattison, which Demurrer reads as follows: (Here Insert).

And the Court, being fully advised in the premises, overrules said Demurrer, to which ruling of the court, the said Estate at the time Excepts.

And now the Claimant herein files answer to the Cross-Complaint of the Estate of Henry F. Downard, which answer reads as follows: (Here Insert).

Whereupon the Estate of Henry F. Downard files Reply to Second paragraph of answer to the Cross-Complaint of said Estate, which Reply reads as follows, towit: (Here Insert).

And now this cause is

Saturday, January 19, 1901 and 12th day of January Term 1901

submitted to the court for trial, finding and judgment without the intervention of the jury.

And the evidence being heard, this cause is continued for finding and judgment.

Eldridge R. Ellis, Admr.
vs.
W.C.L. H. Baird et al } No. 1640.

Comes now the administrator herein by Miles & Easley, his attorneys, and upon motion the Court orders that a summons issue for the defendant, Thomas A. Baird, to Clinton County, State of Indiana.

In the Matter of the Estate of William Stewart, dec'd } Appointment of Admr.

Comes now Edward D. Courtney and files a petition for Letters of administration upon the Estate of William Stewart, deceased, which petition reads as follows, towit: (Here Insert).

And the Court, having examined said petition and finding the said Edward D. Courtney to be a proper and suitable person to be intrusted with said administration does now appoint him such administrator upon the filing of bond in the sum of Fifty Dollars with M.B. Vannice as surety thereon, which bond and the surety thereon are now duly approved by the Court and read as follows: (Here Insert)

Whereupon the said Edward D. Courtney is duly sworn to faithfully in all things, according to law, perform the duties as such administrator, and files a copy of his oath as follows: (Here Insert).

And now letters of administration are duly issued to the said Edward D. Courtney authorizing him

to take upon himself the Execution of said Trust.
And day is given.

In the Matter of the Estate
of Mary Byram, Deceased. } Probate of Will.

Comes now Phineas G. Pearson, and presents to the Court in open Court a paper purporting to be the last will and testament of of Mary Byram, deceased, and asks that the same be proven and allowed as the last will and testament of said decedent. Said will is in the words and figures following, to-wit: (Here Insert)

And at the same time the said Phineas G. Pearson being duly sworn says that he was present and saw the said Mary Byram sign her name to said paper and at the same time he heard her declare that the said paper was her last will and testament; that he signed the same as a witness in her presence and in the presence of Frank M. Lewis and J. O. Newton the other subscribing witnesses, and they signed the same in the presence of the said Mary Byram and in the presence of each other; that at the time the said Mary Byram signed said paper she was of the full age of twenty one years, was of sound mind and disposing memory, and was not under coercion, confusion or restraint.

And the Court being satisfied from the evidence now finds that said paper is the last will and testament of the said Mary Byram and that the same ought to be allowed and probated as such.

It is therefore adjudged by the Court that said instrument, here set out, is the last will and testament of

Mary Byram and the same is now hereby admitted to probate as such, and the Clerk of this Court is hereby ordered to spread the same of record in the Record of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate
of Mary Byram, deceased. } Appointment of Admr.

Comes now W. S. Christy and files a petition for letters of Administration with the Will annexed on the Estate of Mary Byram, deceased, which petition reads as follows: (Here Insert)

And the Court having Examined said petition and finding the said W. S. Christy to be a proper and suitable person to be intrusted with said Administration does now appoint him such Administrator upon the filing of bond in the sum of $800.00 with F. M. Dixon as surety upon said bond, which bond and the surety thereon is now duly approved by the Court and is read as follows: (Here Insert)

Whereupon the said W. S. Christy is now duly sworn to faithfully in all things, according to law, perform his duties as such Administrator, and files a copy of his oath, which reads as follows: (Here Insert).

And now letters of administration with the Will Annexed are duly issued to the said W. S. Christy authorizing him to take upon himself the Execution of said Trust.
And day is given.

And Court adjourned until 9 o'clock A.M. Monday
Record read and signed in open Court.

Thomas J. Cox
Judge.

Monday morning January 21, 1901.
Court met pursuant to adjournment.
Present Hon. Thomas J. Cofer, Judge.

In the Matter of the Estate
of Arch. Winnings, deceased } Final Report.

Comes the Administrator by Hogate and Clark, his attorneys and show to the Court and file the affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation, printed and published in the County of Hendricks and state of Indiana, from which affidavit it appears that the notice of filing the final settlement report herewith had been given in said newspaper for two weeks in succession, the first of which Notices was on the 20th day of December, 1900, and the last on the 27th day of December, 1900.

Said affidavit is in the words and figures following, to-wit: (Ex. 1.)

The administrator also shows to the Court and files the affidavit of Enoch G. Hogate from which it appears that a like notice was posted at door of Court House of said County on 17th day of December, 1900, said affidavit is in the words and figures following, to-wit: (Here Insert)

And now the final report herewith is submitted to the Court for Examination and approval and after Examining the same, the Court finds that the said final report was filed with the clerk of the Court on the 17th day of December, 1900, and by indorsement in writing by said clerk was set for a hearing on the 17th day of January, 1901.

The Court also finds said administrator chargeable with the sum of

$783.94 and entitled to credits on his vouchers filed in the sum of $702.51 - leaving a balance of $81.43 which balance is paid into Court and receipted for by the clerk.

The Court finds the said report correct and the same ought to be approved.

It is therefore adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed.

Said estate is now declared finally settled and said Administrator is fully and finally discharged from his bond and trust.

And as to the said sum of $81.43 the same shall remain in charge of the Clerk of this Court until the Court shall order the same paid to the heirs of said decedent.

All of which is finally ordered, adjudged and decreed by the Court.

And now the Court orders the said sum of $81.43 to be paid out as follows, to-wit; after the proof of heirship has been made:

To Ida M. Winnings,	Widow	1/3	$27.48
" Arthur G. Winnings,	Son.	1/6	13.48
" Edward Winnings,	Son	1/6	13.49
" John Winnings,	Son	1/6	13.49
" Wilber Winnings,	Son	1/6	13.49
	Total		$81.43

And take the receipts of the said parties for said sum ordered so paid.

See Page 365 for proof of Heirship.

Henry Hadley
vs.
The Estate of Henry F. Doward, deceased and George T. Pattison.

No. 1622. Judgt vs. Est. H. F. D. for $737.07 & Costs. G. E. & B. D. & J.

Comes now again the plaintiff by Otis E. Gulley, his attorney, and comes also the Administrator by Hogate & Clark, his attorneys and comes also the defendant, George T. Pattison by Brick & Harvey, his attorneys, and the Court being sufficiently informed and advised in the premises, finds for the defendant, George T. Pattison on his answer to the cross-complaint of the Estate of Henry F. Doward, deceased.

That on the 5th day of December, 1876, one A. B. Doward and G. T. Pattison Executed to the plaintiff, Henry Hadley a certain promissory note for $600.00 due One Year after date with 5% attorneys fees and interest at 8% per annum from date until paid.

That the said George T. Pattison, defendant herein, executed the said Note wholly as the security for the said Henry F. Doward, deceased and received no part of the Consideration therefor.

That the Claimant is entitled to recover against the Estate of Henry F. Doward, deceased, as principal and against the said George T. Pattison as surety the sum of $702.00 as principal and interest and $35.07, his attorneys fees, in all $737.07.

It is therefore ordered, adjudged and decreed by the Court, that the plaintiff, Henry Hadley, recover of and from the defendant, The Estate of Henry F. Doward, deceased as principal and against the said George T. Pattison as

surety the sum of $737.07, the Amount of principal, interest and attorneys fees due upon said note and that the assetts and property of the defendant, The Estate of Henry F. Doward, deceased, be first Exhausted before levying upon the property of the said George T. Pattison, and that the defendant George T. Pattison recover of and from the defendant, The Estate of Henry F. Doward, deceased, his costs in this behalf expended.

It is further ordered, adjudged and decreed by the Court that the Claimant, Henry Hadley, recover of and from the defendant, The Estate of Henry F. Doward, his costs herein.

And the Executor of said Estate is ordered out of the assetts of said Estate to pay the same.

Frank J. Christie
vs.
The Estate of Zerilda Christie, deceased.

No. 1631. Judgt vs. Defts. for $400.00 & Costs. G. E. & B. D. & J.

Come now again the parties herein by counsel and the Court, of its own motion, renders judgment on the Verdict of the jury.

It is therefore considered and adjudged by the court that the plaintiff herein, Frank J. Christie, recover of and from the defendant, The Estate of Zerilda Christie, deceased, the sum of Four Hundred Dollars, his damages assessed by the Jury, together with his costs and charges herein and about this suit laid out and Expended and taxed at dollars and cents.

William Taylor
vs.
The Estate of Sabitha Taylor, deceased.

No. 1642. Judgt vs. Defts. for $250.00 & Costs. G. E. & B. D. & J.

Come now the parties herein

and this cause coming on for trial is submitted to the Court for trial, finding and judgment without the intervention of a jury.

And the Court, having heard the evidence, and being fully advised in the premises, finds for the Claimant, that the allegation of his claim herein are true and that the defendant, The Estate of Sabitha Taylor, is indebted to him in the sum of $250.00

It is therefore considered and adjudged by the Court that the Claimant herein, William Taylor, recover of and from the defendant, The Estate of Sabitha Taylor, the sum of Two Hundred and Fifty Dollars, together with his costs and charges in and about this suit laid out and Expended and taxed at dollars and Cents.

Sodorka E. Taylor
vs.
The Estate of Sabitha Taylor, deceased.
} No. 1643. Judgt vs. Defts. for $250.00 & Costs. G.E.V.C.D.B.J.

Come the parties herein and this cause coming on for trial is submitted to the court for trial, finding and judgment without the intervention of a jury.

And the Court, having heard the evidence, and being fully advised in the premises, finds for the Claimant, that the allegations of her claim herein are true and that the defendant, The Estate of Sabitha Taylor, is indebted to her in the sum of $250.00

It is therefore considered and adjudged by the Court that the Claimant herein, Sodorka E. Taylor, recover of and from the defendant, The Estate of Sabitha Taylor, deceased, the sum of Two Hundred and Fifty Dollars,

together with her costs and charges in and about this suit laid out and effended and taxed at dollars and cents.

In the Matter of the Estate, of Franklin Haynes, deceased, } Order to Sell.

Comes now Benjamin F. Haynes, by Brice & Harvey, his attorneys, and presents to the court his verified petition herein asking for the distribution of certain personal property consisting of house-hold and kitchen furniture, as taken by him as administrator of said Estate, among the heirs of said decedent.

And also asking to be allowed to sell one set of harness and a horse, the same being all of the personal Estate of said decedent as shown by the inventory, at private sale without notice at not less than its appraised value; and which petition is in words and figures following, to-wit: (Here Insert)

And the Court having Examined said petition and being fully informed and advised in the premises now grants said petition in all things.

It is therefore ordered by the court that said Benjamin F. Haynes, administrator of the Estate of Franklin Hayes, deceased, shall proceed to equitably distribute all of the the house-hold and Kitchen furniture of said decedent as shown by the Inventory, among the heirs of said decedent, and that the remainder of said personal property, as shown by the inventory, to-wit: One set of harness and One horse shall be sold by said administrator at private sale without notice to the highest bidder on such terms as said administrator may deem proper.

All of which is ordered by the Court.

Monday, January 21, 1901 and 13th day of January Term 1901.

In the Matter of the guardianship of Herdis Job, a minor. } Land Sale Proceedings.

Comes Nettie B. Job, Guardian of Herdis Job, minor heir of Allen Job, deceased, by Hogat and Clark, her attorneys and asks and take leave of the Court to file a petition herewith for the sale of portion of the real estate belonging to said minor, which petition is in the words and figures following, towit:

The undersigned, Nettie B. Job, guardian of Herdis Job, now comes and informs the Court that her ward is the owner of an undivided two ninths (2/9) interest in the following described real Estate, towit: Parts of Lots 3 and 4 in Block 4 in the town of West Milton or Coatsville, bounded and described as follows, towit: Commencing 16½ feet East of South West corner of said Lot 3; thence North 48 feet; thence East 49 feet; thence South 48 feet; thence West 49 feet to the place of beginning.

That the value of all personal Estate belonging to said ward that has come to the knowledge or possession of the guardian is of the value of $.

That there is no amount coming to said ward in the way of personal property that is dependent upon the settlement of any estate or the execution of any Trust.

That the said ward owns real estate in Hendricks County, Indiana, of the probable value of $620.00 which real Estate has a total rental value of $52.00 per year and that there has been received in the way of rents the sum of $83.32, which is used by the guardian for the benefit of said Ward.

The guardian also says

Monday, January 21, 1901 and 13th day of January Term 1901

that there is no indebtedness of said ward nor is there a lien upon any of the real Estate.

That the said ward is of the age of about thirteen (13) years, and resides with the guardian, who is her mother, in Hendricks County and State of Indiana.

The guardian also says, that the buildings on said real Estate above described, have recently been destroyed by fire and that the owners of the other 7/9 of said real estate, are desirous of and about to sell their interests in said real Estate.

That the interest of the ward in said real estate is of a probable value of ($72.00) Seventy Two Dollars, and that she believes it to be to the interest of said ward, and her estate, that said real Estate be sold, and her interest there from be invested by loaning the money, and she asks on order to sell said real estate and invest the money coming therefrom by loaning the same.

Nettie B. Job, Guardian.

Subscribed and sworn to before me, the undersigned, this 15th day of January 1901

My Com. Ex. 4/8, 1901. John Masten, Notary Public.

(Seal)

And the Court, having examined said petition and being satisfied of the propriety of the sale of said real estate does now appoint James A. Downard and Nell C. Masten, two reputable free holders of the County of Hendricks as appraisers to appraise said real estate.

And now come said appraisers and file the Commission issued to them by the Clerk, as such appraisers, together with their oath as such appraisers and also the appraisement of said real estate

from which it appears that they appraised said real Estate at the sum of Seventy two (#72.00) Dollars, said oath, Commission and appraisement are in the words and figures following towit:

State of Indiana, }
Hendricks County, } SS:

I, Jim E Dougan, Clerk of the Circuit Court of said County, certify that James A. Doward and Mell C. Master of said County, have been appointed by said Court, Appraisers of the following Real Estate, towit: The undivided 2/9 of the following Real Estate: Part of Lots 3 and 4 in Block 4 in Town of West Milton, or Coatsville and bounded as follows: Commencing 16½ feet East of the South west corner of Lot 3; Thence North 48 feet; Thence East 49 feet; Thence South 48 feet; Thence West 49 feet to the beginning in Hendricks County and State aforesaid, part of the Real Estate of Allen Job, deceased; and they are to report their appraisement at the present Term thereof.

In witness Whereof, I have hereunto set my hand, the 21st day of January 1901.

(Seal) Jim E Dougan, Clerk

State of Indiana, }
Hendricks County, } SS:

Personally appeared be me, Enoch G. Hoyt, a notary Public in and for said County and State, James A. Doward and Mell C. Master the above named appraisers, and were sworn truly and impartially to appraise the property in the above certificate mentioned

James A. Doward.
Mell C. Master.

Subscribed and sworn to before me, this 21st day of January 1901.

My Commission } Enoch G. Hoyt (Seal)
Expires Nov. 8. 1904 } Notary Public.

The undersigned, appointed to appraise the following Real Estate, towit:

The undivided 2/9 of the following Real Estate: Part of Lots 3 and 4 in Block 4 in the Town of West Milton or Coatsville, bounded as follows: Commencing 16½ feet East of the South West Corner of Lot 3; thence North 48 feet; thence East 49 feet; thence South 48 feet; thence West 49 feet to the beginning, in Hendricks County, Indiana the property of Allen Job, deceased, of Hendricks County, and State of Indiana, having been duly sworn, report that after due Examination of the premises, we are of opinion that said Real Estate is worth Seventy-two Dollars.

James A. Doward.
Mell C. Master.

The guardian also filed a bond in the sum of One Hundred and fifty ($150.00) dollars, with Charles E Edwards and Willis G. Dobson as her sureties, which bond and securities thereto are approved by the Court and and its approval indorsed thereon in writing. Said bond reads as follows:

Know All Men by these Presents, That we Nettie B. Job, Charles E Edwards and Willis A. Dobson are bound unto the State of Indiana, in the penal sum of One Hundred and fifty Dollars, to pay which, we jointly and severally bind ourselves, our heirs, Executors and administrators.

Sealed and dated the 21st day of January 1901.

The Condition of the above Obligation is, That as the above bound Nettie B. Job, Guardian of Herdis Job, minor heir of Allen Job, deceased, has been ordered by the Circuit Court of Hendricks County, to sell a part of the Real Estate of said minor.

Now if the said Nettie B. Job will faithfully discharge the duties of her trust, according to law, then the above obligation is to be void, else to remain in full force in law.

Nettie B Job (Seal)
Charles E Edwards (Seal)
Willis A Dobson (Seal)

Approved the 21st day of January, 1901.
Thomas J. Cofer, Judge
Circuit Court of Hendricks Co.

It is therefore ordered, adjudged and decreed by the court that said guardian proceed to sell at private sale, without notice of time, place, terms or conditions of sale, for cash in hand the following described real Estate in Hendricks County and State of Indiana, towit: The undivided Two ninths (2/9) of part of Lots Three (3) and Four (4) in the town of West Milton or Coatsville, bounded and described as follows, towit: Commencing Sixteen and One Half (16 1/2) feet East of the South West corner of said Lot 3; Thence North Forty eight feet; Thence East Forty nine feet; Thence South Forty eight feet; Thence West Forty nine feet to the place of beginning. And that she report her proceeding to this Court for approval.

And now comes said guardian and files report of the sale herein, which report is in the words and figures following, towit:

"Comes Nellie B. Job, guardian of Hardis Job, and respectfully reports to the Court, that in pursuance of an order of Court heretofore made she offers for sale, at private sale, without notice, the undivided two ninths (2/9) of the following described real estate in Hendricks County and State of Indiana, towit:

Parts of Lots Three and Four in Block Four, in the town of West Milton or Coatsville, bounded and described as follows, towit: Commencing Sixteen and One Half (16 1/2) feet East of the South West corner of said Lot Three; Thence North Forty Eight feet; Thence East Forty Nine feet; Thence South, Forty Eight feet; Thence West Forty Nine feet to the place of beginning.

And Sideon B. Pruitt did then and there offer the sum of $72.00 and no one offering more and that sum being the free appraised value for said real Estate, the guardian, there upon sold the said real Estate to Sideon B. Pruitt for the said sum and the said purchaser paid his $72.00 in Cash.

And now the said guardian brings her deed into the court, and asks the court to approve the same.

And she also asks the Court to confirm the sale made by her.

Nellie B. Job, Guardian.

Subscribed and sworn to this 21st day of January, 1901.

John Master, (Seal)
Notary Public.

My Com. Ex. 4/8. 1901.

And the court, having Examined said report and being fully satisfied in the premises, the report is approved and the sale so made is confirmed.

And now comes said guardian and shows to the court her deed that she has conveyed said real Estate to Sideon B. Pruitt, which deed is Examined and approved by the Court and its approval is indorsed thereon in these words: "Examined and approved in open Court and ordered delivered to the purchaser as evidence of his title, Thomas J Cofer, Judge Hendricks Circuit Court"

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Monday, January 21, 1901 and 13th day of January Term 1901

Tuesday January 22, 1901 and 14th day of January Term 1901.

Tuesday morning January 22, 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of James E. Millis, deceased. } Final Account.

Comes William Townsend, the administrator of this Estate by Hogate & Clark, his attorneys, and shows to the court and files the affidavit of Charles C. Cooper, publisher of the "Plainfield Progress" a public weekly newspaper of general circulation printed and published in the county of Hendricks, from which affidavit it appears that a notice of the filing of the final report herein had been given in said newspaper for two weeks, the first of which publications was on the 25th day of October, 1900, and the last on the 1st day of November, 1900, Said affidavit reads as follows, to wit: (Here Insert)

And the administrator also files the affidavit of Enoch G. Hogate, from which it appears that a like notice was posted at the door of the court house in said county of Hendricks on the 23rd day of October, 1900.

Said affidavit reads as follows, to wit: (Here Insert).

And now the final report herein comes on to be heard, and after examining said report and being fully advised in the premises the court finds that said report was filed in this court on the 23rd day of October, 1900, and by an endorsement in writing was set for hearing on the 13th day of November, 1900. The court also finds said administrator chargeable with the sum of $267.87 and entitled to credits on his vouchers filed in the sum of $251.04 - Leaving a balance of $16.83, which he pays into court to be distributed among the heirs of said decedent.

Tuesday, January 22, 1901 and 14th day of January Term 1901

Said report reads as follows: (Here Insert)

The court finds said report correct and the same ought to be approved and the administrator discharged from his bond and trust.

It is therefore ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator fully and finally discharged from his bond and trust.

And as to said sum of $16.83 Pd. paid into court for the heirs of said decedent, the court now orders the same paid to the heirs of said decedent as they shall prove their heirship and right to said fund.

All of which is finally ordered adjudged and decreed by the court.

Rec'd. 6/20-1901 of Jim E. Dougan Clerk $16.83
William Millis heir to said estate
by John C. Taylor - (order filed)

And court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Wednesday morning January 23. 1901
Court met pursuant to adjournment.
Present Hon. Thomas J. Cosper, Judge.

In the Matter of the Estate
of Arch Winnings, deceased } Proof of Heirship.

Comes Ida M. Winnings, widow of said decedent and files her affidavit making proof of the Heir-ship of the heirs of said decedent, which affidavit reads as follows:

"Comes Ida M. Winnings, widow of said decedent, and shows to the court that the administrator of said estate paid into court to be distributed among the heirs the sum of $81.43

That the following are the heirs and the proportionate amount each is entitled to of said sum:

Ida M. Winnings,	widow	1/3 equal to	$27.48
Arthur Winnings,	of full age	1/6 " "	13.48
Edgar "	" " "	1/6 " "	13.49
John "	" " "	1/6 " "	13.49
Wilbur "	15 yrs old	1/6 " "	13.49
		Total —	81.43

That the above are all the heirs at law of said decedent.

She says the above named Wilbur is her son and lives with her, and she supports, maintains and educates him; that he has no guardian and she asks that she may receipt the Clerk for said sum of $13.49 belonging to said Wilbur and use the same for his benefit.

Ida M. Winnings

Subscribed and sworn to before me this 22nd day of January, 1901.

Enoch G. Hogate (Seal)
Notary Public.

My Commission
Expires Nov. 8. 1904.

And the Court, having heard the evidence and being advised in the premises, finds that the matters and things set out in the affidavit are true.

It is therefore ordered by the Court that the Clerk of this Court pay the said sum of Eighty One Dollars and forty three cents ($81.43) to the following persons and in the following Amounts to-wit:

Ida M. Winnings	$27.48 Pd
Arthur Winnings	13.48 Pd
Edgar Winnings	13.49 Pd.
John Winnings	13.49 Pd.
Wilbur Winnings	13.49 Pd

And the Clerk is further ordered to pay the amount shown as belonging to Wilbur Winnings, who is a minor, to his mother, Ida M. Winnings and take receipts for each of the persons to whom he pays the above Amount.

May 2. 1901, Recd of Dougan, Clerk $40.77 my own part and that of Wilbur Winnings — Ida M Winnings
May 4, 1901, Recd of Dougan, Clerk $13.48 my part herein Arthur Winnings
May 13, 1901, Recd of Dougan clerk $13.49 my part herein Edgar Winnings
June 8, 1901, Recd of Dougan clerk 13.49 my part herein John Winnings.

And Court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cosper
Judge.

Thursday morning January 24, 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

William Taylor, Administrator
of the Estate of Sabitha Taylor, Dec'd,
vs.
Martha J. Mendenhall,
Sodoska E. Taylor,
Amanda M. Sanders,
Margaret Chamfer and
Adolphus M. Taylor.
/ No. 1624. Order of Sale of Real Estate.

comes now William Taylor, administrator of said Estate, and files his proof of Publication herein, showing that Adolphus M. Taylor has been served with Non-residence Notice of the pendency of this action for more than fifty one days prior to the first Monday of January Term, 1901, of this Court, as shown by the proof of Publication filed by W. A. King, Publisher of the Hendricks County Gazette, a weekly newspaper of general circulation, printed and published in Danville, in the County aforesaid, the first of which Publication was on the 25th day of October, 1900, and the last on the 8th day of November, 1900, and which proof of publication is in words and figures following, to-wit: (Here Insert)

And it further appearing to the satisfaction of the Court by the Sheriffs return endorsed on the Summonses issued in this cause, that the defendant, Martha J. Mendenhall, Sodoska E. Taylor Amanda M. Sanders and Margaret Chamfer have each been personally served with summons by the Sheriffs of Hendricks and Putnam counties, Indiana, for more than ten days before the first day of this Term of Court and which summonses and return of the Sheriffs endorsement thereof are in words and figures

following, to-wit: (Here Insert).

And now this cause coming on for trial and the defendants failing to appear, and answer thereto they are each now three times loudly called in open Court, but come not, and herein wholly make default.

And now this cause is submitted to the Court for trial, finding and decree, without the intervention of a jury, upon the defaults of the defendants and the petition of the administrator.

And the Court being fully informed and advised in the premises, now finds the allegations of the petition to be true.

That the defendants and the administrator of said Estate are the heirs and only heirs-at-law of the said Sabitha Taylor, deceased,

That said decedent died in Hendricks County, Indiana, the owner of the Real Estate described in the petition; that the said Sabitha Taylor left no Personal Estate but was indebted in a sum equal to the value of said Real Estate; that it will be necessary to sell all of the Real Estate of said decedent, in order to raise assets necessary to properly settle said Estate.

It is therefore ordered, adjudged and decreed by the Court that said administrator sell all of the Real Estate of said decedent, to-wit:- "Beginning Twelve Rods (12) North of the East 1/4 of Mile stone of Section Ten (10), Township Fifteen (15), North Range One (1) East; Thence North Twelve Rods (12); Thence West Thirteen and One Third (13 1/3) Rods; Thence South Twelve (12) Rods; Thence East Thirteen and One Third (13 1/3) Rods to the place of beginning, all in Hendricks County, and State of Indiana."

And that of the proceeds derived from the sale thereof the said administrator is directed to apply in the

settlement of said Estate.

And said administrator is now ordered to proceed to have said Real Estate appraised by two lawful appraisers, and to Execute his bond in a sum double the amount of said appraisement, conditioned for the faithful performance of his duties in the sale thereof.

And now comes said administrator and files his appraisement of said Real Estate made by L. H. Jenkins and D. H. Carter, two lawful appraisers, who appraised said Real Estate in the sum of $400.00 and which appraisement is in words and figures following, to-wit: (Here Insert)

And now said administrator files his bond herein, in the sum of $800.00 conditioned for the faithful performance of his duties in the sale of said Real Estate with L. H. Jenkins and D. H. Carter as his sureties thereon, and which bond is in words and figures following, to-wit: (H.I)

And now said appraisers and bond are approved by the Court; and said administrator is now ordered to proceed to sell said above described Real Estate to the highest and best bidder for cash in hand without notice at not less than the appraised value thereof.

And upon the sale of said Real Estate to report his doings herein to the Court.

In the Matter of the guardianship of Jacob R. Wilkin, a minor } Appointment of Guardian.

Comes now John T. Wilkin and files the written Request of Jacob R. Wilkin, a minor over the age of fourteen years, requesting the Court to appoint the said John T. Wilkin as his guardian. He

also files an Application for letters of guardianship upon the Estate of said minor. Said Request and Application read as follows: (Here Insert)

And the Court, having Examined said Request and Application and finding the said John T. Wilkin to be a suitable person to be intrusted with said guardianship, does now appoint him such guardian upon the filing of bond in the sum of One Thousand Dollars with the American Bonding and Trust Company of Baltimore, Maryland, as surety thereon, which said bond is now duly approved by the Court, and his approval endorsed thereon as follows:

"Approved by Thomas J. Cofer, Judge of Hendricks Circuit Court, January 24, 1901.

Thomas J. Cofer, Judge", which said bond reads as follows: (Here Insert)

And now the said John T. Wilkin is duly sworn to well and truly in all things perform his duties as such guardian and files a Copy of his oath as follows: (Here Insert)

Whereupon letters of guardianship are duly issued to him authorizing him to take upon himself the Execution of said trust.

And now Court adjourns until 9 o'clock A.M. Tomorrow. Record read and signed in open Court.

Thomas J. Cofer
Judge.

Friday, January 25, 1901 and 17 day of January Term 1901.

Friday morning January 25, 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the
guardianship of Fortune
and Marjorie Moore, minors } Account Current;

Comes now Willie A. Moore,
guardian of Fortune and Marjorie Moore, minor
heirs of Patterson Moore, deceased, by Hogate & Clark
her attorneys and presents a report as such
guardian, wherein she shows that she is chargeable
with the sum, in favor of Fortune, of $4,848.40 and
that she is entitled to credit on her vouchers
filed herein against the said Fortune in the
sum of $213.23 - Leaving a balance due the said
ward in the sum of $4,686.17.

She also shows that she is
chargeable with sum, in favor of Marjorie, of
$5,172.20, and that she is entitled to credits on her
vouchers filed herein against the said Marjorie
in the sum of $168.91 - Leaving a balance due the
said ward in the sum of $5,003.29,

Said guardian asks that this
report be approved and her trust herein continued.

And the Court, having Examin-
ed said report finds it in all things correct and
that the same ought to be approved.

It is therefore considered
and adjudged by the Court that said report be
in all things, approved and that the acts of said
guardian be Confirmed, and that the Trust herein
be continued.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Saturday, January 26, 1901 and 18th day of January Term 1901

Saturday morning January 26, 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the
guardianship of Mary E.
Hatchett, minor } Final Report;

Comes now F. M. Ballard, guardian
of Mary E. Hatchett, minor heir of James Ballard, deceased,
by Miles & Easley, his attorneys, and presents a final Report
as such guardian, wherein he shows that he is chargeable
with the sum of $133.28 and that he is entitled to
credits on his vouchers filed herein in the sum of
$17.28 - Leaving a balance in his hands in the sum of
$116.00, which sum he has paid to the Clerk of this
for the use of the said Ward.

He also shows that his said
ward has arrived at the full age of 21 years.

He asks that this report be
approved and that he be discharged from his bond
and trust herein.

And the Court, having Examin-
ed said report, finds the same in all things
correct and ought to be approved.

It is therefore considered and
adjudged by the Court that said report be, and
the same is, in all things, approved and confirmed
and that said guardian be and he is fully and finally
discharged from his bond and Trust.

And the Clerk of this Court is
now ordered to pay to the said Mary E. Hatchett,
the said sum of $116.00 now in his hands.

Feb 2, 1901 Paid Mary E. Hatchett the sum of $116.00 Order on file.
F. M. Ballard
Guardian
Mary E. Hatchett
by Miles & Easley
Attorneys

In the Matter of the Estate
of Mary Bunten, deceased. } Appointment of Admr.

Comes now Milton Goodwin
and files an Application for letters of Administration
upon the Estate of Mary Bunten, deceased, which

application reads as follows: (Here Insert).

And the Court, having Examined said Application and being satisfied that the said Milton Goodwin is a proper and suitable person to be intrusted with said Administration, does now appoint him such administrator upon the filing of bond in the penal sum of $600:: with Nancy N. Goodwin, George Wise and Jacob Ryner as sureties thereon, which bond is now duly approved by the Court and reads as follows: (Here Insert)

And now the said Milton Goodwin is duly sworn to faithfully, in all things, perform his duties as such Administrator and files a copy of his oath as follows: (Here Insert)

Whereupon letters of administration are duly issued to the said Milton Goodwin authorizing him to take upon himself the Execution of said Trust.

And day is given.

And Court adjourned until 9 o'clock A.M. Monday.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Monday morning January 28, 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

John C. Reeder
vs. } No. 1632.
The Estate of Henry Folderman, Deceased.

Come now the parties by counsel and show to the court that this cause has been adjusted by the parties and the same ought to be dismissed. It is therefore ordered that said cause be dismissed - Costs paid.

John T. Moore et al
vs. } No. 1633.
William Wilkin, Guardian of Jacob R. Wilkin, a minor.

Come now the parties herein by counsel and this cause is dismissed. Costs paid.

Joseph C. Shoffner
vs. } No. 1634. Judgt vs Plff for costs. J.D. 11 J.
The Estate of Cornelia Drewin, Deceased.

Come the parties by counsel and it appearing to the satisfaction of the Court that the plaintiff herein has failed to file an Amended Complaint, this cause is now dismissed at cost of the plaintiff.

It is therefore considered and adjudged by the Court that the plaintiff herein pay the cost of this proceeding taxed at $

In the Matter of the guardianship of Albert R. and Revillia Williams, minors } Account Current:

Comes now Joshua Armstrong guardian of Albert R. and Revillia Williams, minors heirs

Monday, January 28, 1901 and 19th day of January Term 1901

John Enoch Williams, deceased, by Hogate & Clark, his attorneys and presents a Report as such guardian, showing that he is Chargeable with the sum of $386.91 and that he is entitled to credits on his vouchers filed in the sum of $73.84 - Leaving a balance in his hands due said wards in the sum of $313.07.

He asks that this report be approved and the trust herein continued.

And the court, having examined said report, finds the same in all things correct and ought to be approved,

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and the acts of said guardian duly Confirmed and the trust herein continued.

And court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday, January 29, 1901 and 20th day of January Term 1901

Tuesday morning January 29, 1901,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Americus C. Daily
vs. } No. 1618. Allowed at $354.06.
Estate of John T. Doyal, Decd }

Come the parties herein and the Court, being fully informed and advised, allows this claim in the sum of $354.06.

It is therefore considered and adjudged by the Court that the claimant herein, Americus C. Daily, recover of and from the defendant, The Estate of John T. Doyal, deceased, the said sum of Three Hundred and Fifty-four Dollars and Six Cents, together with his Costs and Charges in and about this claim laid out and expended and taxed at dollars and cents.

Lebanon National Bank
vs. } No. 1619. Allowed at $276.87
Estate of John T. Doyal, deceased. }

Come now the parties herein and the Court, having heard the evidence and being fully advised, allows this Claim in the sum of $276.87.

It is therefore considered and adjudged by the court that the claimant herein, Lebanon National Bank, recover of and from the defendant, The Estate of John T. Doyal, deceased, the said sum of Two Hundred, Seventy Six and 87/100 Dollars, together with its Costs and Charges in and about this Claim laid out and Expended and taxed at dollars.

Henry Bruin
vs. } No. 1629. Allowed at $109.91
Estate of John T. Doyal, Decd }

Come now the parties and the court, being fully advised, allows this Claim in the sum of $109.91.

Tuesday, January 29, 1901 and 20th day of January Term. 1901.

It is therefore considered and adjudged by the court that the Claimant herein, Henry Bruin, recover of and from the Estate of John T. Doyal, deceased, the said sum of One Hundred, Nine and 2/100 Dollars, together with his costs and charges in and about this Claim laid out and effended and toped at dollars

Christopher Pruckser
vs.
Estate of John T. Doyal, Decd. } No. 1630. Allowed at $250.29.

Come the parties herein and the Court, being fully informed, allows this Claim in the sum of $250.29

It is therefore considered and adjudged by the Court that the Claimant herein, Christopher Pruckser, recover of and from the defendant, The Estate of John T. Doyal, deceased, the said sum of Two Hundred, Fifty and 29/100 Dollars together with his costs and charges in and about this Claim laid out and Effended and toped at dollars and cents.

Henry Curtis, Coroner
vs.
Estate of John T. Doyal, Decd. } No. 1633 Allowed at $18.00

Come now the parties and the Court, being fully advised, allows this Claim in the sum of $18.00

It is therefore considered and adjudged by the Court that the Claimant, Henry Curtis, Coroner, recover of and from the Estate of John T. Doyal, deceased, the said sum of Eighteen Dollars.

N. M. Smock
vs.
Estate John T. Doyal, Decd. } No. 1641 Allowed at $111.10

Come the parties and the Court, being fully advised, allows this Claim in the sum of $111.10.

Tuesday, January 29, 1901 and 20th day of January Term 1901.

It is therefore considered and adjudged by the court, that the Claimant herein, N. M. Smock, recover of and from the defendant, The Estate of John T. Doyal, deceased, the said sum of One Hundred, Eleven and 10/100 Dollars, together with his costs and charges in and about this Claim laid out and effended and toped at dollars and cents.

William P. Smith, Administrator of the Estate of John T. Doyal, Decd,
vs.
Lucinda Pennington,
Louisiana Smith,
George W. Brill and
Joseph B. Monan. } No. 1638. Sand Sale.

Comes now the above named Administrator by Brill & Harvey, his attorneys and shows to the court by proof of publication filed in this cause made by W. G. King, Publisher of the Hendricks County Gazette, that due notice of the sale of the following described Real Estate, to-wit:

"The North half of the North East quarter of Section Thirteen (13) Township Seventeen (17) North of Range One (1) East, Containing Eighty (80) Acres more or less; Also Nine (9) Acres out of the North East corner of the North West quarter of Section Thirteen (13), Township Seventeen (17) North of Range One (1) East, bounded and described as follows, to-wit:

"Commencing at the North East corner of said quarter Section; thence running South Forty rods (40); thence west Thirty-Six (36) Rods; thence North Forty Rods (40); thence East thirty-six (36) Rods; to the place of beginning, Estimated in both the said tracts to contain Eighty-Nine (89) Acres more or less, all in Hendricks County, and State of Indiana, was duly advertised for sale according to the orders and judgment heretofore made by this court, and which will more fully appear by his report herein, which shows said sale and which is

now filed and is as follows, to-wit:

"Comes now the above named Administrator by Bell & Harvey, his attorneys and shows to the Court by the proof of publication filed in this cause on this day made by W. A. King, Publisher of The Hendricks County Gazette, a weekly news paper of general circulation printed and published in Danville, in the County of Hendricks and State of Indiana, and showing that notice of the sale of the Real Estate mentioned in these proceedings was made in said paper pursuant to the order of this Court heretofore made for four successive weekly insertions in said paper; the first of which publications was on on the 20th day of December, 1900, and the last on the 10th day of January, 1901, and which proof of Publication is in words and figures following, to-wit: (Here Insert)

And said administrator also shows by his own affidavit that printed copies of said notice of sale was posted by posting printed notices thereof in ten public places in the neighborhood of said land which proof of posting of notices is as follows; to-wit: (Here Insert)

And which posting was in conformity to the order of the Court heretofore made herein.

And said administrator shows to the Court that on said 25th day of January, 1901, he offered the Real Estate herein described for sale under the terms and conditions of said order and notice, but not receiving a satisfactory bid therefor, he continued to offer the same for sale, as ordered until the 29th day of January, 1901, at which time Thomas L. Shepherd did bid therefor the sum of $3787.24.

And that being the highest and best bid offered therefor and being

more than One Thousand Dollars ($1000.00) in excess of the appraisement, and being less the sum of $4447.93, due and owing to the defendant, Joseph B. Forman, upon the mortgage set out in the Complaint and ordered herein and which the said purchaser assumes and agrees to pay as a part of the purchase price herein.

Said administrator then and there sold said Real Estate to said purchaser under the terms and conditions of said sale, as heretofore ordered.

And said administrator shows to the Court that the said purchaser then and there tendered to him in Cash, less the sum due and owing as aforesaid upon the mortgage held by Joseph B. Forman, as aforesaid, the full purchase price for said Real Estate, and said administrator deeming it to be to the best interests of said Estate and all parties hereto then and there sold said Real Estate to said purchaser for Cash as aforesaid and asks the Court to approve and confirm his actions therein.

And now said administrator shows to the Court the full purchase price for said Real Estate, derived from said Sale as aforesaid, and asks the Court to approve and confirm the same in all things as herein expressed and reported and to grant him an order to deliver a deed to said purchaser as evidence of his title.

William P. Smith, Administrator.

Subscribed and sworn to before me this the 29th day of January, A.D. 1901.

George C. Harvey (Seal)
Notary Public

My Commission Expires June 24, 1901.

And the Court, having examined said report, and the said Administrator and having been fully advised and informed in

the premises now confirms the same in all things as therein reported.

It is therefore, ordered, adjudged and decreed by the Court that said Sale of the above described Real Estate by said administrator be approved and confirmed in all things, and that said administrator Execute to the purchaser, Thomas H. Shepherd, a deed of conveyance as such administrator for the Real Estate above described.

And now comes said administrator and tenders to the Court his administrators Deed conveying the above described Real Estate to the said purchaser, Thomas H. Shepherd, and which said Deed is presented to the Court for approval, and the Court endorses thereon these words: "Examined and approved in open Court this 29th day of January, 1901."

"Thomas J. Cofer. Judge"

And which deed is in words and figures following, to-wit: (Here Insert)

And now said Deed is ordered delivered to the said purchaser, Thomas H. Shepherd, as evidence of his title and which is accordingly done.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday morning January 30, 1901.
Court met pursuant to adjournment.
Present Hon. Thomas J. Cofer, Judge.

Alva Warren, guardian of
Emma Warren, a minor.
vs.
John K. Edwards, Executor
of the Estate of Malinda E. Sandusky,
deceased, and others.
(No. 6951 - On Civil Docket)

Come now the parties by their respective counsel and defendants file motion to dismiss the Complaint herein because there was no bond filed, which motion reads as follows: (Here Insert)

In the Matter of the Guardianship
of Clara V. Clifford E. and Elsie N.
Thompson, minors.
(Account Current;

Comes now Joshua Armstrong guardian of Clara V.; Clifford E. and Elsie N. Thompson, minor heirs of Thomas Thompson, deceased, by Hogate & Clark, his attorneys, and presents a report as such guardian showing that as to the ward Clara V. he is chargeable with the sum of $413.07 and that he is entitled to credits on his vouchers filed herein in the sum of $418.04, showing that he has overpaid this said ward in the sum of $2.97.

He further shows that the said Clara V. has arrived at the full age of 21 years and that he has made full settlement with her as shown by Voucher No. 4. herein, and he asks that he be discharged as to this said ward.

The said guardian further shows that as to the ward Clifford E. Thompson he is chargeable with the sum of $403.14 and entitled to credits on his vouchers filed herein in the sum of $35.88 - Leaving a balance in favor of Clifford in the sum of $367.26.

Said guardian further shows that as to the ward Elsie N. he is chargeable with the sum $405.14 and entitled to Credits on his vouchers filed herein in the sum of $24.88- Leaving a balance due this said ward in the sum of $380.26.

Said guardian now asks that this report be approved and the trust herein, as to Clifford E. and Elsie N. be continued.

And the court having examined said report finds the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and the trust herein continued as to the wards Clifford E and Elsie N Thompson; but that the guardian herein be fully and finally discharged from his bond and trust as to the said Clara V. Thompson.

In the Matter of the guardianship of Levi Plummer, Insane. } Account Current;

Comes now Richard D. Plummer, guardian of Levi Plummer, a person of unsound mind, by Hogate & Clark, his attorneys, and presents a report as such guardian, showing that he is Chargeable with the sum of $4,711.36, and entitled to Credits on his vouchers filed herein in the sum of $887.87- Leaving a balance in his hands due said ward in the sum of $3823.49.

Said guardian asks that this report be approved and his trust herein continued.

And the court having Examined said report, finds the same in all things correct and ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is hereby approved and confirmed and said trust herein continued.

In the Matter of the guardianship Robert E. Reid, Maurice L. Reid and Mary Reid, minor. } Account Current;

Comes now Eliza J. Reid, guardian of Robert E., Maurice L. and Mary Reid, minor heirs of Richard E. Reid, deceased, by Hogate & Clark, her attorneys, and presents a report as such guardian showing that she is chargeable with the sum of $238.17 and that she is entitled to credits on her vouchers filed herein in the sum of $100.97- Leaving a balance in her hands as such guardian in the sum of $137.20

She also shows that her ward Robert E. Reid has arrived at the full age of 21 years and that she has made full settlement with him as shown by Voucher No. 4, herein.

She now asks that this report be approved and her trust herein continued as to all the wards except Robert E. and as to him she asks to be fully and finally discharged.

And the court having examined said report and being fully advised in the premises, finds the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is, in all things approved and confirmed, and that the trust herein be and the same is continued as to all the wards Except Robert E. Reid and as to him, the said Robert, the guardian herein be, and she is, fully and finally, discharged from her bond and trust.

And court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Hoffer
Judge.

Thursday morning January 31, 1901.
Court met Pursuant to adjournment.
Present Hon. Thomas J. Cofer, Judge.

In the Matter of the Estate of
Albert C. Jessup, deceased. } Final Account.

Comes now Jesse E. Jessup,
administrator De Bonis Non of the estate of Albert C. Jessup, deceased, by James A. Dowland, his attorney, and shows to the Court and files an affidavit of Charles C. Cofer, editor of the Plainfield Progress, a public weekly newspaper of general circulation printed and published in the County of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for three weeks in succession, the first of which notices was published on the 13th day of December, 1900, and the last on the 27th day of December, 1900. Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of himself, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 12th day of December 1900, Said affidavit reads as follows-(Here Insert)

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises, the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 12th day of December, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 11th day of January, 1901,

The Court also finds said administrator Chargeable with the sum of $15-72.25,

and that he is entitled to credits on his vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator de bonis non is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

In the Matter of the Estate of
Anderson Hedge, deceased. } Final Account.

Comes now C. A. Hedge,
administrator of the Estate of Anderson Hedge, deceased, by Brill & Harvey, his attorneys, and shows to the Court and files an affidavit of W. A. King, Editor of the Hendricks County Gazette, a weekly newspaper of general circulation printed and published in the County of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 27th day of December 1900, and the last on the 3rd day of January 1901. Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of George Brill, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 26th day of December, 1900, Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this

Court on the 26th day of December, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 12th day of January, 1901,

The Court also finds said administrator chargeable with the sum of $1643.54, and that he is entitled to credits on his vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is duely and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Friday morning February 1, 1901.
Court met pursuant to adjournment.
Present Hon. Thomas J. Cofer, Judge.

Frank J. Christie
vs. } No.
Estate of Zeilda Christie
Deceased.

Come now again the parties by their respective counsel and defendant files Motion and Reasons for a New Trial of this Cause, which motion and reasons read as follows, to-wit: (Here Insert)

Benjamin F. Haynes, Admr.
Est. Franklin Haynes, Decd,
vs. } No. 1648.
Alice Christie et al.

Comes now Benjamin F. Haynes, Administrator of the Estate of Franklin Haynes, Decd, and files his petition herein to sell certain Real Estate, which petition reads as follows: (Here Insert).

And now all of the defendants herein Except Eliza Tilley and Eva L. Dowward file Answer herein, which Answer read as follows, to-wit: (Here Insert).

In the Matter of the Estate of
Nettie M. Gossett, deceased. } Final Report:

Comes now L. F. Martin, administrator of the Estate of Nettie M. Gossett, deceased, and shows to the Court and files an affidavit of Julian S. Fogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the County of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for

Friday, February 1, 1901 and 23" day of January Term 1901.

two weeks in succession, the first of which notices was published on the 20" day of December 1900, and the last on the 27" day of December, 1900, Said affidavit reads as follows: (Here Insert)

And he also files the affidavit of himself, from which it appears that a like notice was posted at the door of the court house in Hendricks County on the 19" day of December, 1900, Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the Clerk of this Court on the 19" day of December 1900, and by an endorsement in writing on the back thereof was set for hearing on the 19" day of January, 1901,

The court also finds said administrator chargeable with the sum of $906.48 and that he is entitled to credits on his vouchers filed herein in the sum of $805.33 - Leaving a balance in the sum of $101.15, which sum he has paid to the clerk of this court for Carrol Gossett, a minor, The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

And the clerk is hereby ordered, upon the arrival of the said Carrol Gossett at the full age of Twenty One Years, to pay to him the said sum of $101.15, now in his hands.

All of which is finally ordered, adjudged and decreed by the court.

Rec'd. Jan 31st 1903 of Dougan, Clerk $101.15 my part herein. Carrol Gossett

Friday, February 1, 1901 and 23" day of January Term 1901.

In the Matter of the Estate of James W. Robinson, deceased. } Final Report:

Comes now John W. Robinson, Executor of the Will of James W. Robinson, deceased, and files and presents to the Court for Examination, the affidavit of Julian D. Hogate, printer and publisher of the Hendricks County Republican, a public weekly newspaper of general circulation, printed and published in the town of Danville, county of Hendricks, and State of Indiana, and also the affidavit of said John W. Robinson, himself, by which affidavit it appears to the court and the court decides, that notice of the filing of a report for final settlement of the Estate of said, deceased, and of the time for hearing the same, was duly given by two successive publications in said newspaper, the first of which publications was on the 22" day and the last on the 29" day of November A.D. 1900, and by posting up a printed notice thereof on the 19" day of November, A.D. 1900, at the doors of the Court House of said County, in the town of Danville, which affidavits are in these words and figures, to wit: (Here Insert)

And thereupon said report is presented to the Court for Examination and approval and the Court having Examined the same and having heard and considered the evidence produced and being fully advised in the premises, finds and decides that said final Report was filed in the office of the Clerk of this Court on the 19" day of November, A.D. 1900, and that by endorsement thereon, in writing, by said clerk, was set for hearing and determination on the 13" day of December, A.D. 1900, and that said Executor is chargeable with the sum of Eleven Hundred and Ninety Two Dollars, and is entitled to credits for Expenditures on behalf of said Estate, on debts and costs of administration thereof, in

the aggregate sum of Thirteen Hundred and Fifty-five Dollars, the Expenditures being in Excess of the assets received by him, in the sum of One Hundred and Seventy Three Dollars.

The court further finds and decides that said final Report is correct and true and ought to be approved and the the administrator of said Estate be finally discharged.

The court further finds and decides that notice of the appointment and qualification of said John H. Robinson as Executor of said estate was given by publication in a newspaper printed and published in said town of Danville, County of Hendricks and State of Indiana, as required by law.

Therefore, it is by the Court ordered and decreed that said Report be and it is by the Court approved in all particulars, and said Estate is finally settled, and said John H. Robinson is finally discharged as such Executor and released from said Trust.

All of which is done by the Court.

In the Matter of the
guardianship of Alva and
John Elmer Smith, minors } Account Current:

Comes now Albert F. Smith, guardian of Alva and John Elmer Smith, minor heirs of Squire M. Smith, deceased, and presents a report as such guardian showing that he is chargeable with the sum of $149.58 and that he is entitled to credits on his vouchers filed herein in the sum of $15,42- leaving a balance in his hands due said wards in the sum of 134.16.

He asks that this report be approved and his trust herein continued.

And the court having examined said report finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the court that the report herein be and the same is, in all things, approved and confirmed and the trust herein continued.

In the Matter of the Estate of
Lurena Barnard, deceased. } Final Report.

Comes now Rachel C. Parker, administratrix with the Will annexed of the Estate of Lurena Barnard, deceased, and shows to the court and files an affidavit of Julian D. Hogate, Editor of the Hendricks County Republican, a public weekly newspaper of general circulation printed and published in the County of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which Notice was published on the 22" day of November, 1900, and the last on the 29" day of November, 1900. Said affidavit reads as follows: (Here Insert)

And she also files the affidavit of Thad S. Adams, from which it appears that a like notice was posted at the door of the court house in Hendricks county on the 16" day of November, 1900. Said affidavit reads as follows: (Here Insert)

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises, the court doth say and find that said report was filed in the office of the Clerk of this court on the 16" day of November, 1900, and by an endorsement in writing on the back thereof was set for hearing on the

on the 7th day of January, 1901,

The Court also finds said administratrix chargeable with the sum of $641.00, and that she is entitled to credits on her vouchers filed in the sum of $640.00- Leaving a balance of $1.00 which she pays to the Clerk of this Court for Calvin E. Parker, amount left to him by said decedent herein named.

The court finds said report correct and the same ought to be approved

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said administratrix with the Will annexed is duely and finally discharged from her bond and trust.

It is further ordered that the clerk of this court pay to the said Calvin E. Parker the said sum of One Dollar due him from said Estate,

All of which is finally ordered, adjudged and decreed by the Court.

Alfred T. Cooper, administrator of the Estate of Shelby T. Cooper, Decd.,

vs.

Martha E. Cooper, Flavius G. Cooper, Frank E. Cooper, Alfred T. Cooper, Anna B. Sherer, Fred L. Cooper, Arthur W. Cooper, Benjamin W. Cooper, Eva E. Cooper, William R. Cooper, Dovie Cooper, Charlie Cooper, Hughie Cooper, Porter G. Cooper, and Albert Johnson.

) No. 1647 Sand Sale:

comes now Alfred T. Cooper, Administrator of said Estate and files his petition herein to settle said Estate as

insolvent and to sell the real estate of said decedent hereinafter described, which petition is in words and figures as follows: (Here Insert)

And said Administrator now shows to the court that due notice has been given by summons of the filing of said petition herein to defendants Porter G. Cooper, Hughie Cooper, Charlie Cooper, Dovie Cooper minors, and Albert Johnson, at least ten days before the time for which this petition was set for hearing, which notice and proof of service thereof is in words and figures as follows: (Here Insert), and now comes defendants Martha E. Cooper, Flavius G. Cooper, Frank E. Cooper, Alfred T. Cooper, Anna B. Sherer, Fred L. Cooper, Arthur W. Cooper, Benjamin W. Cooper, Eva E. Cooper, William R. Cooper and file answer to said petition in which answer they assent to the sale of the real estate petitioned to be sold, and to the granting of the prayer for an order to settle said Estate as insolvent, which answer is in words and figures as follows: (Here Insert).

And now the defendant Albert Johnson is three times called and comes not, but wholly makes default.

And now the infancy of Porter G. Cooper, Hughie Cooper, Charlie Cooper, and Dovie Cooper, defendants herein being suggested to the court by and on the motion of said plaintiff, Otis E. Gulley, an attorney of this court is appointed guardian ad litem for said infant defendants and said Otis E. Gulley, being present in Court accepts said appointment; and now comes Otis E. Gulley, guardian ad litem herein for said infant defendants, Porter G. Cooper, Hughie Cooper, Charlie Cooper, and Dovie Cooper and files answer to plaintiff complaint herein setting up in said answer a general denial, praying the court for the protection of said minors to inquire into the truthfulness of the allegations of said complaint.

And now the matter of said petition is 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 the allegations of said petition are true, that the land hereinafter described, the sale of which is petitioned for in said petition, ought to be sold to pay the debts and liabilities of said estate; that said decedent was the owner at the time of his decease of the real estate described in the plaintiffs Complaint herein, which real estate is described as follows, to-wit: The North West quarter, (N.W. 1/4) of the North East Quarter, (N.E. 1/4) of Section 19, Township 14 North, Range 1 West, containing forty acres:

That said defendant Martha E. Cooper, Flavius G. Cooper, Frank E. Cooper, Alfred T. Cooper, Anna B. Shirer, Fred L. Cooper, Arthur W. Cooper, Benjamin W. Cooper, Eva E. Cooper, William R. Cooper, Dovie Cooper, Charlie Cooper, Hughie Cooper and Porter G. Cooper are all of, and the only heirs of said Shelby T. Cooper, deceased, that said Martha E. Cooper is the widow of said decedent and that all of the above named heirs of said decedent, excepting said Martha E. Cooper are the children of said Shelby T. Cooper, deceased, and are all of the children of said decedent. That the undivided two thirds interest in the above described real Estate is liable to be sold to make assets for the payment of the debts and liabilities of said Estate, that all of the above described real estate is encumbered with a mortgage, Executed by said Shelby T. Cooper and said Martha E. Cooper to the defendant herein, Albert Johnson, on the 26th day of August, 1875, to secure the payment of a promissory note of same date as said mortgage, for the sum of $2050.00 with interest thereon at the rate of 8 per cent

per annum, from date; that there is now due and unpaid on said mortgage $1200.00 with interest thereon at 8 per cent per annum from August 26, 1899, against said land; That there is a lien for taxes uncomputed for year 1900, and 4th installment due in 1900; that all of the liabilities of said Estate aforesaid are now fast due and unpaid; that said Alfred T. Cooper has duly tendered his bond to secure an order for the sale of said real Estate, which bond is hereby approved; that the undivided two thirds interest in the above described real Estate which interest is herein petitioned to be sold was duly inventoried and appraised at $1600.00, which inventory and appraisement was duly filed and is in words and figures as follows, Towit: (Here Insert); That said Estate is probably insolvent; that due notice has been given said defendants of this proceeding.

And it is now ordered, adjudged and decreed that said estate be settled as insolvent, and that due notice of such insolvency be given to the creditors of said Estate by the Clerk of this Court, and it is also ordered, adjudged and decreed by the Court that the following described real Estate is liable to be sold to make assets for the payment of the debts and liabilities of said Estate and said administrator is hereby empowered to sell, at not less than its full appraised value the following real Estate, to-wit:

"An undivided two thirds interest in the North West quarter of the North East Quarter of Section 19, Township 14 North, Range 1 West containing forty Acres."

It is further ordered that when said administrator shall have sold said lands he shall first apply the proceeds to the satisfaction of said taxes and then to the payment of said mortgage held by said defendant Albert Johnson, the residue to go to discharge the other debts and liabilities of said Estate as prescribed

Friday, February 1, 1901 and 23rd day of January Term 1901

by law in cases of insolvent estates;

It is further ordered that said real Estate be sold free of said mortgage and lien for taxes now due thereon, and when sold said sale be reported to this court for confirmation and approval.

It is further ordered that said land shall be sold for One Half cash in hand and One Half in six months, the purchaser to Execute his notes with surety to be approved by said Administrator for the deferred payments secured by a mortgage on the real Estate sold; it appearing to the Court that it would be to the interest of said Estate that said real Estate be sold at private sale.

It is ordered that the same be sold at private sale and that said administrator give such notice of such sale as is now required by law for the sale by administrators of real Estate at public sale.

And court adjourned until 9 O'clock A.M. Tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge.

Saturday, February 2, 1901 and 24th day of January Term 1901

Saturday morning February 2, 1901.

Court met pursuant to adjournment.

Present Hon. Thomas J. Cofer, the regular Judge hereof and the Hon. Robert W. McBride, Special Judge;

Pleas and proceedings had before the Hon. Robert W. McBride, Special Judge;

George Crayton,
vs
Estate Henry Holderman, } No. 1617
Deceased,

Come now again the parties herein by counsel and defendant files certain affidavits as follows: (Here Insert)

Whereupon plaintiff files rebuttal affidavits, as follows; (Here Insert).

Plaintiff also files motion to correct misnomer of plaintiff, as follows; (Here Insert)

And the court being fully advised in the premises overrules the Motion to reinstate this cause of action, to which ruling of the court, plaintiff at the time Excepts, and sixty days time is given said plaintiff in which to file a bill of Exceptions

Robert W. McBride
Special Judge.

Pleas and proceedings had before the Hon. Thomas J Cofer, the Regular Judge;

Rachel M. Leonard, Administratrix of the Estate of Frederick Leonard and Rachel Leonard. by Squire M. Leonard, John F. Leonard, George M. Leonard, Charles P. Leonard, Jonathon P. Leonard, Amanda Thouvenal, Nancy A. E. Pearcy, Ellen Huddleston, Sarah R. M. Funkhouser } No. 1625, Sand Sale

Come now the Commissioners appointed to make partition of the real Estate in this case and return their order with their oaths of qualification indorsed thereon and file their verified report of partition as follows, towit:

William Franklin, Lewis O. Schenck and Peter Case, Commissioners appointed in the above entitled cause to make partition of the following described real Estate in Hendricks County and State of Indiana, towit: The South half of the North West quarter of the South East quarter and all that part of the South West quarter of the South East quarter in Section Thirteen (13) and Township Seventeen (17), North, and Range One (1) West, that lies North of the public highway running East and West Except Two (2) Acres off of the West side thereof, respectfully report to the Court that having duly qualified and viewed the premises we have made partition of said real Estate by setting

off and assigning to Rachel M. Leonard as her One Third (1/3) value of said real Estate the following in Hendricks County and State of Indiana, towit: A part of the West half of the South East quarter of Section Thirteen, Township Seventeen (17), North, Range One (1) West and bounded and described as follows, towit: "Beginning Thirty and one-third (30 1/3) links East of the center, West of the North West quarter of the South East quarter of said Section Thirteen (13) and running thence East Five (5) chains and Fifty-five (55) links; thence South Thirteen (13) chains and Twenty-five (25) links to the center of the Public Highway; thence West Five (5) chains and Fifty-five (55) links to a point Thirty and one-third (30 1/3) links East of the line running North and South through the center of said Section Thirteen (13); thence North Thirteen (13) chains and Twenty-five (25) links to the place of beginning, Estimated to contain Seven (7) and Thirty-five One Hundredths (35/100) Acres more or less. And that part of said real Estate not set off to the said Rachel M. Leonard is described as follows, towit: "A part of the West half of the South East quarter of Section Thirteen (13), Township Seventeen (17), North, Range One (1) West, in Hendricks County and State of Indiana, bounded and described as follows, towit: Beginning Five (5) chains and Eighty-five and one third (85 1/3) links East of the Center, West of the North West quarter of the South East quarter of said Section Thirteen (13) and running thence East thirteen (13) chains and Eighty Seven (87) links to the line running North and South through the center of said South East quarter; thence South along said line Thirteen (13) chains and Twenty-five (25) links to the center of the Public Highway running East and West through the South half of said

Henry Coleman
vs. } No. 1639.
Levi Coleman

Comes now the petitioner and shows to the satisfaction of the court that the defendant herein has departed this life since the filing of this petition, and upon his motion this cause is dismissed at Cost of the Estate of Defendant.

It is therefore considered and adjudged by the court that the Estate of Levi Coleman, deceased, pay the cost of this action taxed at dollars and cents.

Evans & Falle
vs. } No. 1644.
Estate of Marion Surber, Deceased.

Come now the parties herein by counsel and the Court, being fully advised in the premises allow this Claim in the sum of $55.00 as class No. 2,

It is therefore considered and adjudged by the court that the claimants, Evans & Falle, recover of and from the defendant, the Estate of Marion Surber, deceased, the sum of Fifty-five Dollars together with their costs and Charges in and about this cause laid out and expended, taxed at dollars and cents.

In the Matter of the guardianship of John W. Mahon, a minor. } No. 1645. Sand Sale.

Comes now Wallace R. Mahon, guardian of John W. Mahon, a minor heir of John C. Mahon, deceased, and files his petition herein to sell certain Real Estate described therein, the property of his ward, which petition is

in words and figures as follows, to-wit: (Here Insert)

And now the court appoints Andrew J. Moore and John O. Baird, two free-holders of the County wherein said Real Estate is situated to appraise the same and report to this Court.

And now comes the said Andrew J. Moore and John O. Baird, appraisers and file their appraisement of said Real Estate in the sum of $990.11

And now comes Wallace R. Mahon, guardian, and files his bond in the sum of $2000.00 with W. A. Tucker, Thomas C. Davis and John T. Hocker as sureties thereon, which Bond is now approved by the Court, and the Court now grants guardian's petition to sell said Real Estate and makes the following Order, to-wit:

"Comes now Wallace R. Mahon, guardian of the Estate of John W. Mahon, a minor heir John C. Mahon, deceased, and files the appraisement of the following described Real Estate situated in Boone County, State of Indiana, and described as follows, to-wit:

"The undivided One Ninth (1/9) part of all that part of the South East quarter of Section Twenty-Nine (29), Township Twenty (20) North, Range One (1) West, that lies South of Sugar Creek, Except 2 1/2 Acres out of the North West Corner thereof; Also the North East quarter of Section Thirty Two (32), Township Twenty (20) North Range One (1) West; Except 3 1/4 Acres out of the South East corner thereof used for a burying ground. The whole tract Estimated to Contain 234 1/2 Acres more or less, and the Wards portion thereof being an undivided One Ninth (1/9) part, made by Andrew J. Moore and John O. Baird heretofore appointed by the Court to make said appraisement, wherein it is shown that the wards undivided One Ninth (1/9) interest in said Real Estate is of the value of Nine Hundred, Ninety and 11/100 (990 11/100) Dollars.

Saturday, February 2. 1901 and 24th day of January Term 1901

And the Court, having heard the evidence and being fully informed about the facts set forth in petition to sell said Real Estate, finds that it would be for the benefit of the Estate of said John W. Mahan and that it is necessary for the support of said Ward to sell said Real Estate.

It is therefore now ordered, adjudged and decreed by the Court that the said Wallace R. Mahan, guardian, sell all the right, title and interest of said John W. Mahan, minor, in and to said Real Estate at private sale for cash at not less than the appraised value, and on the sale thereof and the payment of the purchase money thereon, the said Wallace R. Mahan, guardian, is hereby ordered to Execute to the purchaser a good and sufficient Deed for said Real Estate conveying the same to him, the said purchaser, and report said sale to the Court,

And Court adjourned until 9 o'clock A.M. Monday. Record read and signed in open Court

Thomas J. Hoofer
Judge.

Monday, February 4, 1901 and 25th day of January Term 1901

Monday morning February 4. 1901
Court met pursuant to adjournment
Present Honorable Thomas J. Hoofer, Judge.

In the Matter of the Estate of Mary Newby, deceased. } Appointment of Admr.

Comes now William A. Miller, and files a petition for letters of Administration upon the Estate of Mary Newby, deceased, which petition reads as follows: (Here Insert)

And the Court, having examined said petition and finding the said William A. Miller to be a proper and suitable person to be intrusted with said Administration does now appoint him such Administrator upon the filing of bond in the sum of One Thousand Dollars with Edward Miller as surety thereon, which bond is now duly approved by the Court and reads as follows: (Here Insert)

Whereupon the said William A. Miller is duly affirmed to well and truly perform the duties of his trust according to law and files a copy of his affirmation as follows, to-wit: (Here Insert)

And now Letters of administration are duly issued to the said William A. Miller authorizing him to proceed with the Execution of his trust.

And day is given.

(The above appointment was made on February 2, 1901)

In the Matter of the Estate of Julia E. Holderman, Deceased. } Probate of Will.

Comes now Guy S. Cumberworth, and presents to the Court in open court a paper purporting to be the last will and testament of Julia E. Holderman,

deceased, and asks that the same be proven and allowed as the last will and testament of said decedent. Said Will is in the words and figures following, towit: (Here Insert)

And at the same time came Willis W. Willits and John Brown, the two subscribing witnesses to said paper and being duly sworn say that they saw were present and saw the said Julia E. Holderman sign her name to said paper and at the same time they heard her declare that the said paper was her last will and testament; that they signed the same as witnesses in her presence and in the presence of each other and at her request; that at the time the said Julia E. Holderman signed said paper she was of the full age of twenty one years, was of sound mind and disposing memory, and was not under coercion, compulsion or restraint.

And they each testify that at the time they witnessed said will and testament, it was in no way mutilated as it now appears, from having lines drawn through certain Items therein.

And the Court being satisfied from the evidence now finds that said paper is the last Will and Testament of the said Julia E. Holderman and that the same ought to be allowed and probated as such.

It is therefore adjudged by the Court that said instrument, above set out, is the last will and testament of Julia E. Holderman and the same is now hereby admitted to probate as such, and the Clerk of this court is hereby ordered to record the same of record in the Records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate of Julia E. Holderman, Decd. } Appointment of Admr.

And now comes Guy S. Cumberworth and files his application for letters of Administration with the Will annexed upon the Estate of Julia E. Holderman, deceased, which application reads as follows: (Here Insert)

And the Court having examined said application and finding the said Guy S. Cumberworth to be a proper and suitable person to be intrusted with said Administration, does now appoint him such administrator upon the filing of bond in the sum of $3000.00 with Edward Crawford as surety thereon; which bond the court now approves and is in words and figures following, towit: (Here Insert)

Whereupon the said Guy S. Cumberworth is now duly sworn in open Court to well and truly in all things perform the duties of his trust according to law, and files a copy of his oath as follows, towit: (Here Insert)

And now letters of Administration with the Will annexed is duly issued to the said Guy S. Cumberworth, with a copy of the Will attached, authorizing him to proceed with the Execution of his trust.

And day is given.

Benjamin F. Haynes, Administrator of the Estate of Franklin Haynes, Decd. vs. Alice Christie, Eliza Tilley, James H. Haynes, Eva L. Downard, Alfred Haynes, Charles Haynes, Edgar Haynes, Wilson Haynes, Franklin Haynes & Oliver Haynes. } No. 1648 Sond Sale:

Come now the above named administrator by Brill & Harvey, his attorneys, and comes also the defendants, each

above named and file their answers to the petition herein consenting to the sale of the Real Estate petitioned to be sold and which answers are in words and figures following, towit: (Here Insert)

And it appearing to the satisfaction of the court that each of the above named defendants are of full age, that is more than twenty one years of age, this cause is submitted to the Court for trial, finding and decree without the intervention of the jury upon petition and the answers of the defendants aforesaid.

And the Court being sufficiently informed and advised in the premises finds the allegations of the petition to be true and that it will be necessary to sell all the Real Estate of which the decedent died seized, towit: That part of Section Number Thirty-One (31) Township Sixteen (16), North of Range Two (2) West, bounded and described as follows, towit: Beginning at the North West corner of the North East quarter of said Section Thirty-One (31); Thence South along the center line of said Section to a point One Hundred Six and Two Thirds (106 2/3) Rods North of the South line thereof; Thence East parallel to the South line of said Section One Hundred Twenty (120) Rods; Thence North parallel to the East line of said Section to the North line thereof, and thence West along said North line to the place of beginning, containing One Hundred Sixty (160) Acres more or less, for the purposes of properly settling the said Estate.

And now said Administrator is ordered to proceed to have said Real Estate duly appraised and he now presents for the Courts inspection and approval the appraisement of said Real Estate made by Joseph B. Honan

and Eustace W. Honan, two legal appraisers, who after being duly qualified for that purpose appraised said Real Estate in the sum of Nine Thousand Dollars ($9000.00) and which appraisement is now approved and is in words and figures following, towit: (Here Insert)

And now comes said Administrator and files his bond herewith for the sale of said Real Estate with James M. Haynes and W. M. Rose as his sureties in double the sum of said appraisement and which bond is examined by the court and is duly approved and is in words and figures following, towit; (Here Insert)

And now said Administrator is ordered to sell said Real Estate at private sale to the highest and best bidder upon the following terms: One third of the purchase price cash in hand; one third in Nine months and the balance in Eighteen months from date of sale, the purchaser to execute notes secured by mortgage for the deferred payment upon the Real Estate sold; or the said Administrator is ordered to sell said Real Estate for cash in hand, should he deem it advisable.

And the Court finds that on the 24th day of February, 1899, the decedent, Franklin Haynes, executed to The North Western Life Insurance company his mortgage upon the above described Real Estate, in the sum of Four Thousand Dollars ($4000.00), due five years after date, with 5 % interest per annum payable semi-annually from date until paid, which mortgage is a valid and subsisting lien upon said Real Estate and is recorded in Mortgage Record Number 35 at pages 347 to 354, inclusive of the Mortgage Records of Hendricks County and State of Indiana; and that said Real Estate ought to be sold subject to said mortgage.

It is therefore ordered and

Monday, February 4, 1901 and 25th day of January Term 1901

adjudged by the Court that said Administrator advertise the above described Real Estate for sale in some public newspaper of general circulation printed and published in Hendricks County, and State of Indiana, for four successive weeks; and that he post written or printed notices thereof in at least ten public places in said County giving the time and place of said Sale and the terms thereof and that he report all of his doings in the premises to the Court for the Courts further action and approval.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Tuesday, February 5, 1901 and 26th day of January Term 1901

Tuesday morning February 5, 1901,
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of
Joseph Hoggatt, deceased. } Final Accounting;

Comes now James M. Barlow, administrator of the Estate of Joseph Hoggatt, deceased, and shows to the Court and files an affidavit of Charles C. Cooper, Editor of the Plainfield Progress, a public weekly newspaper of general circulation printed and published in the County of Hendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for three weeks in succession, the first of which notices was published on the 6th day of December, 1900, and the last on the 20th day of December, 1900, Said affidavit reads as follows: (No. 9.)

And he also files his own affidavit from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 3rd day of December, 1900, Said affidavit reads as follows: (Note Insert)

And now the final settlement report herein comes on to be heard.

And after Examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 4th day of December 1900, and by an endorsement in writing on the back thereof was set for hearing on the 7th day of January 1901.

The Court also finds said administrator chargeable with the sum of $2219.12, and that he is entitled to credits on his vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said

Tuesday, February 5, 1901 and 26th day of January Term 1901

final report be and the same is hereby in all things approved and confirmed, said Estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered adjudged and decreed by the Court.

Ordered by the court that all causes; reports, both of Estates and Guardianships, and all pleas, motions, demurrers Etc, not disposed of at the present term of this Court, be continued to the March Term 1901, of said Court.

And Court adjourned until court in Course.

Thomas J. Hoffer
Judge.

Vacation:

In the Matter of the Estate of
James W. Thompson, deceased } Appointment of Admr.

Be it remembered that on this 11th day of February, 1901, Henry H. Thompson filed in the office of the clerk of the Hendricks Circuit Court an application for letters of Administration upon the Estate of James W. Thompson, deceased which Application reads as follows: (Here Insert)

And the Clerk having Examined said Application and being satisfied that the said Henry H. Thompson is a suitable person to be intrusted with said Administration does now Appoint him such Administrator upon the filing of bond in the sum of $1100.00 with James A. Dobbard, as surety thereon, which bond is duly Approved and is in the words and figures following to-wit: (H.H.)

And now the said Henry H. Thompson is duly sworn to faithfully, in all things, perform the duties of his trust according to law.

Whereupon letters of Administration are duly issued to the said Henry H. Thompson, authorizing him to proceed to the Execution of his trust.

And day is given

Vacation

In the matter of the Estate of
Lillie A Phillips, deceased } Appointment of Administrator

Be it remembered that on this 28th day of February 1901, Alfred W Carter filed in the office of the Clerk of the Hendricks Circuit Court, the request of W. F. Phillips and Lou Wilhite, the only heirs of Lillie A. Phillips residing in the State of Indiana wherein said heirs ask that the said Alfred W Carter be appointed Administrator to the Estate of Lillie A. Phillips; he also files an Application for Letters of Administration upon said Estate which request and application are as follows towit (here insert)

And the Clerk having examined said application and finding the said Alfred W Carter to be a proper and suitable person to be instructed with said Administration, does now appoint him, such Administrator upon the filing of Bond in the sum of Five hundred (500) dollars with James L Clark as surety thereon; which said Bond is as follows towit (here insert).

Whereupon the said Alfred W Carter is duly sworn to faithfully in all things, perform his duties as such Administrator, And he now files a copy of said oath as follows, towit (here insert)

And now Letters of Administration are duly issued to the said Alfred W Carter authorizing him to proceed to the execution of his trust.

And day is given

Monday morning March 4th 1901.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County, State of Indiana, at the March Term 1901, which term of said 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 March 1901, that being the day fixed by law for holding said term of said Court.

Present: Honorable Thomas J. Cofer, sole Judge
Jim E. Dougan, Clerk thereof; and
A. A. Figg, Sheriff of said County.

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

Eldridge R. Ellis, Administrator
of the Estate of James A. B. Baird,
deceased,

vs

William H. H. Baird, Marquis L Baird, Alice Neff and Stewart Neff her husband, Eva Hodem and Thomas B. Hodem, her husband, Minnie May Ledow and Charles Ledow, her husband, Albert Baird, John R Baird, Thomas A Baird, George W Baird, Anne M Levy, and Edward Barnett.

No. 1640 Decree & order of Sale

comes now the said Administrator, by Miles & Easley, his attorneys and shows to the court the writ of summons issued herein, with the return of the Sheriff endorsed thereon, from which it appears that Thomas A. Baird has been duly served with such summons herein, at least 10 days before the first day of the present term of this court and at least 10 days before the date on which the said summons was made returnable by the order of this court. And the infancy of the said Thomas A. Baird being suggested, the court appoints R. T. Hollowell an

attorney of this bar, Guardian Adlitem for the said Thomas A Baird, and now the said Guardian Adlitem files his answer herein in words and figures following towit: (Here insert)

And now the said Administrator also files the affidavit of W. A. King, Editor and Publisher of the "Hendricks County Gazette", a weekly newspaper of general circulation printed and published in the county of Hendricks and State of Indiana, from which it appears that notice of the pendency of this petition was duly served on the defendants, Marquis L. Baird and George W Baird, who are non residents of the State of Indiana, by publication in said paper for at least three weeks, the first of which was on the 27th day of December 1900 and the last of which was on the 10th day of January 1901, and more than thirty days before the 1st Day of the present term of this court.

And the court finds that said defendants were duly served with such notice as required by statute and that said Marquis L Baird, and George W Baird failing to appear and answer the petition filed herein are each three times duly called but come not and wholly herein make default.

And now the defendants, William H. H. Baird, Albirt Baird, John R Baird, Thomas A. Baird, Minnie M Ledow, Charles Ledow, Alice A Neff, Stewart Neff, Eva Hodem, and Thomas B Hodem come in person and file their answer herein in the words and figures following towit: (Here insert)

And the defendant, Anne M Levy comes, by Stanton and Stanton, her attorneys, and the defendant, Edward Barnett, by D. E. Rhodes, his atty. and file their separate answers herein in words and figures following towit: (Here insert)

And now this cause is submitted to the Court for trial upon the default of the defendants above named as defaulted and the issues joined by the answers of the several defendants. And the Court having heard the evidence and being fully advised in the premises, finds that the facts alleged in the petition of the said administrator are true. That the said decedent died the owner in fee simple of the following described

Monday, March 4th 1901, and 1st day of March Term 1901.

real estate in Hendricks County and state of Indiana, towit: The east half of the south-east quarter and the South half of the south east quarter of the northeast quarter, of section twenty (20), in township fifteen (15), north, range two (2), west, containing one hundred (100) acres more or less, subject to the incumbrance of the mortgage of the defendant Anne M Levey on which there is a total unpaid of principal and interest of $2243 55/100

That the personal estate left by said decedent was not sufficient to pay the indebtedness of said estate and that it is necessary to sell all the real estate left by said decedent to pay the same

That the defendants, William H. H. Baird, Marquis L Baird, Alice Neff, Eva Hodson, Minnie May Ledow, Albert Baird, John R Baird, and George W. Baird, and Thomas A. Baird, are the only heirs of said decedent.

And now the said administrator files an inventory of the real estate described in said petition, taken and made in due form of law and appraised by H. H. Wisehart and Preston Long, two disinterested householders and freeholders living in the vicinity of the said real estate, appraising the same at the sum of Thirteen hundred (1300.00) dollars. And now the said administrator files his bond for the sale of the said real estate in the sum of Three thousand ($3000.00) dollars with W S Christy and M. B. Vannice his sureties thereon. Which bond is approved by the Court and his approval endorsed thereon. Which appraisment and bond read as follows, (here insert)

It is therefore ordered, adjudged and decreed by the Court, that the real estate of said decedent above described, towit:- The east half of the south east quarter and the south half of the south east quarter of the northeast quarter of section twenty (20), in township fifteen (15), north, range two (2) west, containing one hundred (100) acres, more or less, and situated in the county of Hendricks and state of Indiana, be sold by said administrator at private sale for not less than the full appraised value thereof, subject to the lien of the mortgage payable to the said Anne M Levey, on the following terms, towit:- one half cash in hand

Monday, March 4th 1901, and 1st day of March Term 1901

and the balance in six months the purchaser to secure the deferred payment by good freehold security and to execute a good and sufficient bond payable to the said administrator conditioned on his payment to the said Anne M Levey of the full amount of said mortgage indebtedness.

The said administrator to give notice of the time and place of said sale by posting written or printed notices in five public places in Marion Township in said county, at least six days before the day of sale.

And the Court further finds, that said decedent at the time of his death was also the owner in fee simple of certain Real Estate in the County of Miami and State of Indiana, containing seventy acres, and described in said petition and herein after described. That said decedent had previous to his death made a contract with the defendant Edward Barnett for the sale thereof, the said Barnett to take the same subject to the incumbrance of a mortgage thereon in the sum of one thousand ($1000.00) dollars, and to pay the said Baird the sum of Eleven hundred and forty ($1140.00) dollars and deliver to the said decedent the mortgage of one Elliott for the sum of one hundred and fifty ($150.00) dollars on six acres of land in said county of Miami and near the town of Miamitown. That the deed for the said seventy acres was not made and delivered during the life time of the said decedent nor was any provision made by him for the conveyance thereof. That none of the purchase money has been paid therefor.

It is therefor ordered by the Court that W. S. Christy be and he is hereby appointed a commissioner to convey the said real estate, towit:- Beginning eighty-six and one half (86½) rods west of the southeast corner of the north east quarter of section thirty three (33) in township twenty-six (26), north, range four (4) east, and running thence east to the south east corner of said quarter section; thence north along the east line thereof one hundred twenty seven and one half (127½) rods to the center of Big Pipe Creek; thence in a westerly direction with the meanderings of said creek and in the center thereof to a point eighty six and one half (86½) rods west of the section line between sections

thirty-three (33) and thirty-four (34); thence south one hundred and thirty five (135) rods along the east line of the land deeded by John T Lambert and wife Hester to William Dabney on March 16th, 1880, recorded in Deed Record 13, pages 450 and 451 of the Miami county Indiana, records, to the place of beginning, and located in the county of Miami and State of Indiana, to the said Edward Barnett, according to the terms of said contract of sale as above specified, and report the said deed to this Court for approval.

And now comes the said W. S. Christy, commissioner as aforesaid and reports to the court his deed of conveyance as above ordered to do and the court having examined the same finds that the same is correct and regular in every particular and in full compliance with the said sale made by the said decedent and in conformity to the statutes in such case made and provided, and the Court now in open court approves the said deed of conveyance and endorses his approval thereon.

And the said commissioner is now ordered to deliver the said deed to the said administrator who is hereby authorized and empowered to deliver the same to the said Edward Barnett and to receive the purchase money as above specified and the mortgage for the said sum of one hundred and fifty ($150.00) dollars.

And said administrator is ordered to report his further proceedings herein.

Mary D Spears, Admrx. Estate of Willis L D Spears, deceased
vs
The Estate of James M Thompson deceased } No. 1651

Come the parties by their respective counsel and defendant files seperate demurrer to each paragraph of the complaint herein, which demurrer reads as follows: (here insert)

In the matter of the estate of Margaret Huddleston, deceased. } No 1852 Final Report

Comes now John T. Leonard, Administrator of said estate, by Nogate and Clark his attorneys, and shows to the Court and files the affadavit of Julian D Nogate editor of the Hendricks County Republican, a public newspaper of general circulation printed and published in said County, from which affadavit it appears that notice of filing of the final report herein has been given in said newspaper for two weeks in succession, the first of which publications was on the 17th day of January, 1901, and the last on the 24th day of January 1901, said affadavit is in words and figures following to-wit:- (here insert)

The Administrator also shows to the Court and files the affadavit of James L. Clark, from which it appears that like notice was posted at the Court House door on the 11th day of January, 1901, which affadavit reads as follows: (here insert)

And now said final report comes on to be heard by the Court and for examination finding and decree, and after examining the same the Court finds that the final report herein was filed on the 12th day of January, 1901, and by indorsement in writing on said report was set for hearing on the 11th day of February 1901. The Court also finds said Administrator chargable with the sum of $1800.10 and that he was entitled to credit on his vouchers filed in the sum of $1080.37 leaving a balance of $719.73 which he now pays in to the hands of the clerk of this Court for distribution among the heirs of said decedent. Said report is as follows:- (here insert) The Court also finds that said report is correct and ought to be approved and the Administrator discharged from his bond and trust.

It is therefore ordered adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed

Said estate is now declared finally settled and said Administrator is fully and finally discharged from his trust. And as to the said sum of $719.73, the sum paid in to the hands of the clerk

Monday, March 4th 1901 and 1st day of March Term 1901.

of this Court as aforesaid, the Court being fully advised in the premises, now order said Clerk to pay the same out as follows:-

(All Paid Out)

To Mary Elizabeth Poland	Pd. $119.95
To John David Huddleston	Pd. 119.95
To Nancy Ann Hicks	Pd. 119.95
To Rebecca Angelina Perkins	Pd. 119.95
To Selina J. Gray	Pd. 119.95
To Edward Jordan Campbell	Pd. 23.99
To Rozellie Burdin	Pd. 23.99
To Melissa Jane Campbell	Pd. 24.00
To Stella Frances Campbell	Pd. 24.00
To Sarah Martha Campbell	Pd. 24.00
Total	719.73

And the Clerk is ordered to take receipts from the parties to whom he pays said money.

All of which is finally ordered, adjudged and decreed by the Court.

Recd. 3/12-1901 of Jim E Dongan clerk $119.95 my portion of the above estate
Alcela a Perkins by Henry Perkins

Recd. 3/16-1901 of Jim E Dongan clerk $23.99 my portion of the above estate.
Eddie Campbell

Recd. 4/1-1901 of Jim E. Dongan clerk $119.95 my portion of the above estate.
John D Huddleston

Recd 4/1-1901 of Jim E. Dongan clerk $119.95 my portion of the above estate
Mary E. Poland.

Recd. 4/12-1901 of Jim E. Dongan, clerk $119.95 my portion of the above estate,
Nancy Ann Hicks

Recd 4/25-1901 of Jim E. Dongan, clerk $23.99 my portion of the above estate
(Order filed Book B.) Rozellie Burden. by. Chas. H Jordan

Recd 4/8-1901 of Jim E. Dongan clerk $24.00 my portion of the above estate
Melissia Jane Turley. John Turley

Recd 4/14-1902 of Jim E. Dongan clerk $119.95 my portion of the above estate.
Selina J Grey

Recd. 4/22-1904 of Dongan, clerk $24.00 my portion of the above estate, I being married Mrs. M. McDaniel
a man over the age of 21 years. Martha Campbell. McDaniel.
William McDaniel

Recd. 7/19-1904 of Dongan, clerk $24.00 my portion of the above estate, I being 20 years of Age, and my husband whose name appears to this receipt being over the age of 21 years.
Stella Frances Young. formerly
Stella Frances Campbell
Roy Young.

Monday, March 4th 1901 and 1st day of March Term 1901.

In the matter of the
Guardianship of Ralph Maddox } Appointment of Guardian.

Comes now Robert N Shirley and files the written request of Ralph Maddox, a minor over the age of fourteen years, wherein the said Ralph Maddox asks that the said Robert N Shirley, be appointed his guardian; he also files an application for letters of guardianship upon said estate which request and application read as follows: (Here Insert)

And the Court having examined said application and finding the said Robert N. Shirley to be a proper and suitable person to be intrusted with said guardianship, does now appoint him such guardian upon the filing of bond in the sum of $500.00 with T. C. Kendall and W. S. Gibbs surety upon said bond, which bond is now duly approved by the Court and reads as follows: (Here Insert)

And now the said Robert N Shirley is duly sworn to faithfully, in all things perform his duties as such guardian, according to law; and files a copy of his oath which reads as follows: (Here Insert)

Whereupon letters of guardianship are duly issued to the said Robert N Shirley authorizing him to take upon himself the Execution of said trust.

And Court adjourned until 9 o'clock A. M. Tomorrow.
Record read and signed in open court.

Thomas J. Cofer
Judge

Tuesday, March 5th 1901 and 2nd day of March Term 1901

Tuesday Morning, March 5th, 1901
Court met pursuant to adjournment.
Present, Hon. Thomas J. Cofer, Judge.

Frank J. Christie
vs
Est. Gerilda Christie } No 1631
Dec'd.

Come now again the parties herein, by their respective counsel and the Court being fully advised in the premises, over rules the motion of the defendant, for a new trial of this cause. To which ruling of the Court the defendant at the time, excepts.

Clerks Report.

State of Indiana }
Hendricks County } S. G.

To the Honorable Thomas J. Cofer Judge of the Hendricks Circuit Court.

I, Jim E. Dougan, clerk of said Court aforesaid, do hereby submit to you for your consideration and action the following report of my doings, as such clerk, in Probate Matters, during the Vacation of said Court aforesaid from the January Term 1901, to the beginning of the March Term 1901, of said Court, to wit:-

Letters of Administration have been issued as follows:-

Upon the estate of James W Thompson, deceased, to Henry H Thompson.

Bond $100.00, with James A Downard as surety thereon.

And upon the estate of Lillie A. Phillips, deceased to Alfred W Carter,

Bond $500.00, with James L Clark as surety thereon.

Respt fully submitted
Jim E. Dougan clerk.

And the Court, having examined said report and finding said appointees to be proper persons

Tuesday, March 5th 1901 and 2nd day of March Term 1901

to execute said trusts and the bonds sufficient in all respects, approves the same and confirms the acts of said clerk in the premises and endorses this approval thereon as follows:" Examined and approved March 5th 1901.
Thomas J. Cofer, Judge.

In the Matter of the estate
of Asenath B. Osborn, dec'd } Final Report.

Comes now The Danville Trust Co. Administrator of said estate and presents to the Court and files an affidavit of J. D. Hogate, editor and publisher of The Republican, a weekly newspaper of general circulation, printed and published in Danville, Hendricks Co. Ind., from which affidavit it appears that a notice of the filing of a final settlement report had been given in said paper for two weeks in succession, the first of which publication of notice was Jan. 31" 1901, and the last Feb 7" 1901. Said affidavit is as follows:- (Here Insert) It also files an affidavit of Jas. L. Clark from which it appears that a like notice was posted at the door of the Court House of said Co. Jan. 26" 1901. Said affidavit is as follows:- (Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the clerk of this Court on the 26" day of Jan. 1901, and by an endorsement thereon was set for hearing March 4" 1901. The Court also finds said administrator chargeable with $874.49 and is entitled to credits in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore ordered, adjudged and decreed by the Court that said final report be, and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said Administrator is fully and finally discharged from its trust. All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 oclock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Wednesday Morning March 6th 1901,
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

In the matter of Geo. W. Brill,
Trustee of Mayme G. Nichols } Final Report of Trustee.

The undersigned Geo. W Brill,
Trustee for Mayme G. Nichols reports to the Court the
following as his Final Report as Trustee of Mayme G. Nichols,
viz.

I am chargeable with the amount of legacy in
item 2. in the last will and testament of Mary J. Gregg
deceased,
$200.00
Interest collected on same 50.00
Total $250.00

Said Trustee further reports that the said Mayme
G. Nichols has made her home with him and he does not
desire to make any charges for services in managing said
Estate; that he has paid the taxes on same and also paid
the costs and expences of this Trustee-ship in the Hendricks
Circuit Court for which he makes no charge nor asks
credit in any way whatever.

And he further shows to the Court that
the said Mayme G. Nichols has arrived at the full age
of twenty-one years. And that he has paid said sum of
$250.00 to the said Mayme G Nichols, and files her receipt
herewith, which is as follows, towit:

Danville, Ind., Feb. 13th 1901.

Received of Geo W Brill, trustee for me under
the Will of Mary J. Gregg, deceased, the sum of $250.00 in full
of all money held by him for me as such trustee, I
having reached the full age of twenty-one years.

Mayme G. Nichols

And the said Geo W. Brill, Trustee as
aforesaid asks the Court to approve this, his final report
and to fully and finally discharge him from said trust.

Geo W Brill
Trustee for Mayme G Nichols

Subscribed and sworn to before me this the 13th day of February,
A. D. 1901.

Geo. G. Harvey Notary Public.
My commission expires June 24th 1901.

Alva Warren, Guardian of
Emma Warren A minor
vs
John K. Edwards Executor
of the Estate of Malinda Sandusky, dec'd. } No 6951

Comes the parties by counsel
and the plaintiff files bond in these words and figures
following, towit: (Here Insert)

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Thursday Morning March 7th 1901.

Court met pursuant to adjournment

Present Honorable Thomas J. Cofer, Judge.

Rachel Lenard, Administratrix of the
Estate of Frederick Lenard, deceased et al,
vs
Squire Lenard et al } No. 1625

Comes now the Plaintiff, Rachel Lenard, Administratrix, and files her report of the sale of real estate herein, which report is in words and figures following, twit:-

The above named plaintiff respectfully reports to the Court that as ordered by the Court, she offered for sale, at private sale without notice and for cash as property of the Estate of Frederick Lenard deceased- the following described real estate in Hendricks County and State of Indiana, twit:- A part of the West half of the South East quarter of Section Thirteen (13), Township Seventeen (17), North, Range one (1) West, in Hendricks County and State of Indiana, bounded and described as follows, twit:- Beginning Five (5) chains and eighty-five and one third (85⅓) links East of the center, West of the North West quarter of the South East quarter of said Section Thirteen (13) and running thence East thirteen (13) chains and eighty-seven (87) links to the line running North and South through the center of said South East quarter; thence South along said line thirteen (13) chains and twenty-five (25) links to the center of the Public highway running East and West through the South half of said South East quarter; thence West Thirteen (13) chains and eighty-seven (87) links to a point five (5) chains and eighty five and one third (85⅓) links East of the line running North and South through the center of said Section thirteen (13); thence North Thirteen (13) chains and twenty-five (25) links links to the place of beginning estimated to contain eighteen and 38/100 acres more or less.

And on the 4th day of March 1901, John T. Lenard offered for said real estate the sum of $850.00 in cash and that being the highest and best offer received and more than the appraisement value of said real estate, said

offer was accepted and said real estate was sold to said John T. Lenard for said sum said purchaser having paid his bid in cash. Affiant asks the Court to approve and affirm said sale and authorize the execution of the deed to said purchaser for the same.

Rachel Lenard, Administratrix of the Estate
of Frederick Lenard, deceased

Subscribed and sworn to this 4th day of March 1901

James M. Wills (Seal)
Justice of the Peace

The Court being fully advised in the premises and having examined said report finds that said sale was made in conformity to law and to the order of the Court herein before made and that the same ought to be affirmed and approved.

It is therefore considered, ordered and adjudged that said sale of said real estate be and the same is in all things confirmed and said report of the same is now approved by the Court. And said Administratrix is ordered to prepare and present to the Court, for the Court to inspection a deed conveying said real estate to said purchaser. And now comes said Administratrix again and shows to the Court a deed duly acknowledged conveying said real estate to said purchaser, and the Court having examined said deed approves the same and endorses his approval thereon in these words, twit:- Examined and approved in open Court this 7th day of March, 1901.

Thomas J. Cofer
Judge Hendricks Circuit Court

And said Administratrix is ordered to deliver said deed to said purchaser as evidence of his title

(This entry is made March 6th 1901.)

In the matter of the Guardianship
of Stella G. Hall, a minor } No. 1652

Comes now Emma B. Hall guardian of Stella G. Hall, a minor, and files her petition herein praying for an order of this court to sell certain real estate of her said ward which petition is in words and figures following, twit: Your petitioner, Emma B Hall, Guardian of Stella G. Hall a minor respectfully

represents and shows to the Court that she is the lawfully appointed guardian of above named ward and that said ward is now twenty years of age and resides with this guardian in the city of Indianapolis, Indiana

That said ward owns an undivided one fourth interest in certain real estate belonging to her father Stanley A Hall deceased, which interest in said real estate was devised to said ward by her said father and is described as follows towit:-

The South West fractional quarter of Section 6, Township 15 North, Range One East and so much of the South East quarter of Section one Township 15 North Range One West as lies North of the center of the plank road leading from Danville to Indianapolis,

Also part of the North East quarter of Section One Township 15 North and range One West bounded as follows towit:- Commencing at the center of said Section one and running North with section bearing 28 rds. and 22 links to a stone 10 by 16; thence East in a direct line toward the center of Section 6 above named until it strikes the East line of said Section 1, and thence South to the South East corner of said North East quarter; thence West to the place of beginning excepting however 40 acres off of and across the entire West side of all the above described real estate and containing, exclusive of said exception, 132 acres, in Hendricks County and State of Indiana.

And your petitioner avers that the other joint owners of said real estate have sold their interest therein and that the undivided one fourth interest of her said ward cannot be successfully managed to bring a reasonable income in its present condition;

And further that the sale of the same is necessary for the education and support of said ward.

That said ward has personal estate of about the value of $1000.00.

That the entire rental value of said real estate is only $75.00

This guardian represents that she proposes to loan out the moneys derived from the proceeds of said sale on real estate security, excepting only so much

thereof as is necessary for the education and support of her said ward from time to time.

Wherefore your petitioner asks the Court to grant her an order to sell said real estate for the purposes herein above set forth and to grant her all general and proper relief in the premises.

Emma B. Hall. Guardian

Subscribed and sworn to before me this 18th day of Febuary 1901

Frank M White

(My Commission expires May 27th 1903) Notary Public (Seal)

And now the court appoints Mord Carter and F. J. Christie two disinterested freeholders of said County of Hendricks to appraise said real estate and order them to report their appraisement of the same to this Court.

And now said guardian enters and files the appraisement of said real estate made by the said Mord Carter and F. J. Christie wherein it is shown that said real estate is appraised at Seventeen hundred dollars ($1700.00) which appraisement is in words and figures following towit:

(here insert)

And the Court having heard the evidence and being sufficiently advised in the premises finds that it would be for the benefit of the estate of the said Stella G Hall to sell said real estate.

It is therefore ordered adjudged and decreed by the Court that the said Emma B Hall guardian as aforesaid sell all of the right title and interest of the said Stella G. Hall in and to said real estate at private sale for not less than the full appraised value thereof, after first giving ten days notice thereof by publication for two successive weeks in some weekly newspaper printed and published in said Hendricks County the terms of said sale to be all cash in hand.

And now said guardian files her bond herein in the sum of $3500.00, with F. J. Christie and R. T. Hollowell as sureties thereon which bond is now by the court approved and his approval written thereon, and said guardian is directed to report her further proceedings herein to this court for its approval.

Thursday, March 7th 1901 and 4th day of March Term 1901

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court.

Thomas J. Hoofer
Judge

Friday, March 8th 1901 and 5th day of March Term 1901

Friday Morning March 8th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Hoofer, Judge.

In the Matter of the Guardianship of Lee Tucker, Carral A Tucker, George D Tucker, Sarah C Tucker, Etta A Tucker and Louisa J. Tucker } (For Nunc Pro Tunc Entry in this No. 1653. Cause See O. B 26 p. 464) Report of sale of Real Estate

Comes now Nathan A Tucker guardian of the above named wards and files and presents to the Court his petition for the sale of the Real Estate of his said wards, which petition is in the words and figures as follows, towit:-

Nathan A Tucker shows to the Court that he is the duly appointed qualified and acting Guardian of each of the above named wards.

That his said wards have a personal estate in his hands which they own jointly being cash about seven hundred dollars. That he has not disposed of any part of their personal estate but is keeping the same at interest. That his said wards have no estate dependent upon the settlement of any estate. That the annual value of the real estate is the sum of about Sixteen dollars. That he has received rents coming from their real estate nineteen dollars, which sum he still has on hand.

That a better investment can be made for the benefit of his said wards by a sale of their real estate hereinafter described. That the respective ages of his said wards are as follows. Lee 19 years, Carrol 17 years, George 16 years, Sarah C 13 years, Etta A 11 years, Louisa J. 9 years. That his said wards are the children of this Guardian and are each of them residing with and being supported, maintained and educated by him, and for which he is making no charge against them or against their said Estate.

That his said wards own in fee by inheritance from their grand mother Sarah D Coringer jointly the following described real estate situated in Boone County in the State of Indiana towit: The undivided one sixth part of the following described tract.

Commencing nineteen and 4/5 rods North of the South East corner of the North East quarter of Section twenty-nine (29) township eighteen (18) North range one West; Thence south 39 degrees West twenty five (25) rods and eleven (11) links. to the South line of said tract Thence West twenty nine (29) rods. Thence North one hundred and sixty rods to the North line of said tract, Thence East forty-five (45) rods to the North East corner of same. Thence South one hundred and forty and 1/5 rods to the beginning containing forty-four (44) acres more or less, Also commencing sixteen rods west of the North East corner of the North East quarter of the South East quarter of same Section twenty nine (29) Thence West twenty-nine (29) rods, Thence South twenty-six and 3/4 degrees, East twenty-four (24) rods and eighteen (18) links, thence North thirty-nine (39) degrees East twenty-eight and 3/5 rods to the place of beginning, containing two (2) acres more or less, All in Bonne County State of Indiana, That the joint interest of his said wards in said described real estate is about Seven and one half acres, That said real estate is not susceptable of division without injury to the several owners thereof, That the rents and issues therefrom is insufficient to keep the tax and repairs thereon paid, and he believes that it would be greatly to the interest of his said wards if said undivided interest in said real estate be sold and the proceeds arising from such sale placed at interest.

Wherefore he prays the Court for an order to sell said undivided interest in said real estate at private sale without notice for cash.

Nathan A Tucker Guardian

Nathan A Tucker the above named Guardian being sworn on his oath states that the matters and things set forth in the foregoing application are true in substance and in fact.

Nathan A. Tucker

Subscribed and sworn to this 8th day of March 1901

Jim E. Dougan, clerk.

The Court being fully advised grant to said petition and appoints Samuel F Scott and George Canada appraisers to appraise said described interest in said

real estate. And the said appraisers having been duly sworn present and file their appraisment in the words and figures as follows towit: (Here Insert) Whereupon the Court required of the said Guardian a bond for not less than double the appraised value of said real estate, which bond the said guardian presents and files for the sum of seven hundred and fifty dollars payable to the State of Indiana condition that he will faithfully discharge the duties of his trust according to law with David L Tucker and John F Houk his sureties thereon. (Here Insert) which bond is this day approved by the Court. And the said guardian is ordered by the Court to sell at private sale without notice for cash said undivided interest in said real estate to the highest and best bidder therefor for cash but not for a less sum than the full appraised value thereof.

And the said guardian now presents and file his report of sale in the words and figures as follows towit:

Comes now Nathan A Tucker guardian of the person and estate of the above named minor heirs, and reports to the Court that pursuant to the order of this Court that the real estate of his said wards situated in Bonne County in the State of Indiana and described as follows, towit: Commencing nineteen and 4/5 rods North of the South East corner of the North East quarter of Section twenty-nine (29), Township Eighteen (18) North Range one (1) west, thence South thirty-nine (39) degrees West Twenty-five (25) rods and eleven (11) links to the South line of said tract. Thence west twenty nine rods. Thence North one hundred and sixty (160) rods to the North line of said tract, Thence East forty-five (45) rods to the North East corner of same, Thence South one hundred forty and 1/5 rods to the beginning containing Forty-four (44) acres more or less, Also commencing sixteen (16) rods west of the North East corner of the North East quarter of the South East quarter of same section twenty-nine (29). Thence west twenty-nine rods, thence South Twenty-six and three fourths (26 3/4) degrees East twenty-four (24) rods and eighteen (18) links; thence North thirty-nine (39) degrees East twenty eight and three fifths (28 3/5) rods to the place of beginning containing two (2)

acres more or less. The interest of said wards bring the undivided one sixth thereof. Be sold at private sale without notice for cash in hand. He did on the day of March 1901 sell the undivided interest towit, the one sixth part of said real estate to Ettie Brindle. That the said Ettie Brindle bring the highest and best bidder therefor she having bid the sum of three hundred and seventy five dollars. And no person having bid a larger sum the same was struck off and sold to her for said sum, which sum she then and there paid in full to this guardian. That he has made, executed and acknowledged a deed conveying said portion of said described tracts to said purchaser which deed he now bring into Court for its approval.

Wherefore he prays the Court that said sale be in all things confirmed and that said deed be approved.

Nathan A. Tucker, Guardian.

Nathan A Tucker states on oath that the matter and things set forth in the foregoing report are true in substance and in fact.

Nathan A Tucker

Subscribed and sworn to this 8th day of March 1901

Jno E. Dougan clerk

Which report of sale is examined by the Court and in all things fully confirmed and approved by the Court and it is ordered by the Court that the said guardian make execute, acknowledge and deliver to the purchaser a good and sufficient deed conveying to her, said interest in said real estate, and the said guardian now present to the court his deed conveying said undivided interest in said real estate to the purchaser Ettie Brindle which deed is now approved by the court and the said guardian is ordered to deliver the same to the said purchaser.

In the matter of the estate,
of Addison Hadley, deceased } Probate of Will

Comes now Felix T McWhirter, and presents to the Court in open Court a paper purporting to be the last will and testament of Addison Hadley deceased, and asks that the same be proven and allowed

as the last will and testament of said decedent. Said will is in the words and figures following towit: (here insert)

And at the same time came Lelia M Sullivan one of the subscribing witnesses to said paper and being duly sworn says that she was present and saw the said Addison Hadley sign his name to said paper and at the same time she heard him declare that the said paper was his last will and testament; that she signed the same as a witness in his presence and in the presence of Stella E Sullivan the other subscribing witness, and they signed the same in the presence of the said Addison Hadley and in the presence of each other; that at the time the said Addison Hadley signed said paper he was of the full age of twenty one years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint.

And the court being satisfied from the evidence now finds that said paper is the last will and testament of the said Addison Hadley and that the same ought to be allowed and probated as such.

It is therefore adjudged by the court that said instrument above set out is the last will and testament of Addison Hadley and the same is now hereby admitted to probate as such, and the clerk of this court is hereby ordered to spread the same of record in the Records of Hendricks County in the State of Indiana.

And Court adjourned until 9 o'clock A. M tomorrow
Record read and signed in open Court.

Thomas J. Cofer
Judge

Saturday, March 9th 1901 and 6th day of March Term 1901.

Saturday Morning March 9th 1901.
Court met pursuant to adjournment.
Present Honorable Thmas J. Cofer, Judge.

In the matter of the estate of John T. Doyle deceased } Final Report.

Comes now William P. Smith, Administrator of the estate of John T Doyle, deceased, by Brill and Savvy, his attorneys, and shows to the court and files an affidavit of W. A. King, Editor of the Kendricks County Gazette, a public weekly news paper of general circulation printed and published in the county of Kendricks, from which affidavit it appears that a notice of the filing of a final settlement report had been given in said news paper for two weeks in succession, the first of which notices was published on the 21st day of February 1901, and the last on the 28th day of February 1901, said affidavit reads as follows:- Vol.

And he also files the affidavit of George W. Brill, from which it appears that a like notice was posted at the door of the Court House in Kendricks county on the 18th day of February 1901. Said affidavit reads as follows (Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this court on the 18th day of February 1901, and by endorsement in writing on the back thereof was set for hearing on the 8th day of March 1901.

The Court also finds said administrator chargeable with the sum of $4358.03 and that he is entitled to credits on his vouchers filed in the same sum. The court finds said rport correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the court.

And. Court Adjourned until 9 o'clock Monday Morning

Record read and signed in open Court. Thomas J. Cofer
Judge

Monday, March 11th 1901 and 7th day of March Term 1901.

Monday Morning March 11th 1901.
Court met pursuant to adjournment.
Present Honorable Thmas J. Cofer Regular Judge
hereof and the Hon. Robert W. McBride Special Judge.

Pleas and Proceedings had before the Honorable Thmas J. Cofer, Regular Judge

In the Matter of the Estate }
of Nancy Talbott, deceased } No 1811.

Comes now Thmas J. Cofer the regular Judge of this Court and files the following appointment of Special Judge to wit:

I, Thmas J. Cofer, Judge of said Court, being disqualified in the above named Estate by reason of having been attorney for the administrator of said Estate do appoint Robert W. McBride a competent and disinterted attorney of said Court, as Judge thereof in said cause.

Thmas J. Cofer
Judge Kendricks Circuit Court

March 11, 1901.

And now comes the said Robert W McBride and qualifies in said cause as follows, to wit:

The State of Indiana, County of Kendricks, Sct.

I, Robert W McBride, swear that I will support the Constitution of the United States and of the State of Indiana, and faithfully discharge my duties as Judge of the Kendricks Circuit Court in case of the Final settlement of the Estate of Nancy Talbott, Deceased so help me God. Robert W. McBride.

Subscribed and sworn to this 11th day of March 1901 before me, Clerk of said Court.

Jno E Dougan clerk

Monday March 11th 1901 and 7th day of March Term 1901

Pleas and Proceedings had before the Honorable Robert W McBride, Special Judge.

In the matter of the estate of Nancy Talbott, deceased. } Final Report.

Comes now William W Leachman, Administrator of the estate of Nancy Talbott, deceased, by R. T. Hollowell, his attorney, and shows to the court and files an affidavit of W. A. King editor of the Hendricks County Gazette, a public weekly newspaper, of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said news paper for two weeks in succession, the first of which notices was published on the 13th day of September 1900, and the last on the 20th day of September 1900. Said affidavit reads as follows:-(here insert) And he also files the affidavit of William W Leachman, from which it appears that a like notice was posted at the door of the Court House in Hendricks county on the 13th day of September 1900. Said affidavit reads as follows (here insert) And now the final settlement report herein comes on to be heard. And after exam said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the Clerk of this court on the 13th day of September, 1900, and by an endorsement in writing on the back thereof was set for hearing on the 6th day of October 1900. The court also finds said administrator chargeable with the sum of $80.96 cts and that he is entitled to credits on his vouchers filed in the same sum. The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said Administrator is fully and finally discharged from his bond and trust. All of which is finally ordered, adjudged and decreed by the court.

Robert W. McBride
Special Judge

And court adjourned until 9 o'clock A M tomorrow
Record read and signed in open court

Tuesday March 12th 1901 and 8th day of March Term 1901

Tuesday Morning March 12th 1901

Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge

In the Matter of the Guardianship of Mayme G Nichols } Final Settlement.

Comes now George W Brill Guardian of Mayme G. Nichols, minor heir of Mary J. Crawford, deceased, and presents and files a final settlement report as such guardian wherein he shows that he is chargable in the sum of $415.73.

He further shows that his ward has arrived at the full age of 21 years, and he files her receipt herein for said sum of $415.73.

He now asks that this report be approved and that he be discharged from his bond and trust.

And the Court having examined said report and being fully advised in the premises find the same correct and ought to be approved.

It is therefore considered and adjudged by the court that said report be in all things approved and confirmed and he is fully and finally discharged from his bond & trust.

All of which is finally adjudged and decreed by the court

In the matter of the Trusteeship of Mayme G. Nichols } Final Report of Trustee.

Comes now George W Brill Trustee for Mayme G. Nichols, and presents to and files a final settlement Report as such Trustee wherein he shows that he is chargeable in the sum of $250.00.

He further shows that his ward has arrived at the full age of 21 years and he files her receipt herein for said sum of $250.00.

He now asks that this report be approved and that he be discharged from his trust.

And the Court having examined said report and being fully advised in the premises find the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that the said Trustee herein be and

Tuesday March 12th 1901 and 8th day of March Term 1901

he is fully and finally discharged from his bond and trust.

All of which is finally adjudged and decreed by the Court.

In the Matter of the Estate of Addison Hadley deceased } Letters Testamentary.

Comes now Felix T. McWhirter and presents to the Court his bond as Executor of the last Will and Testament of Addison Hadley deceased, which bond is signed by the said Felix T McWhirter as principal and the American Surety Company of New York as surety. Said bond is in the sum of $18000.00, and is approved by the Court and reads as follows, towit:- (Here Insert)

And now the said Felix T. McWhirter is sworn in open Court as Executor of the last will and Testament of Addison Hadley, deceased, and files a copy of his oath as follows (Here Insert)

And now letters testamentory are issued to the said Felix T. McWhirter as such Executor, attached to a copy of the said Will of said decedent.

Said letters are as follows (Here Insert)

And the said Felix T. McWhirter is now authorized and ordered to take upon himself the Execution of the said will of Addison Hadley deceased. And day is given.

In the matter of the Estate of John R. Weer deceased } Letters of Administration.

Comes now John L Gunn and files the waiver of Anny J. Weer, the widow of above named decedent, to administer upon said estate; and also files her request wherein she asks that said John L Gunn be appointed administrator of the estate of John R Weer, deceased; said waiver and request is in words and figures as follows, towit; (Here Insert) he also files an application for Letters of Administration upon said estate which application is as follows towit (Here Insert)

And the Court having examined said application and finding the said John L Gunn to be a proper and suitable person to be intrusted with said Administration, does now appoint him such Administrator, upon the filing of bond in the sum of $5000.00 with

Tuesday, March 12th 1901 and 8th day of March Term 1901.

A. W. Hornaday and E. C. Crawford as sureties upon said bond, which bond is now duly approved by the Court and reads as follows, towit (here insert)

Whereupon the said John L Gunn is duly sworn to perform his duties as such Administrator according to law and files a copy of his oath, as follows, towit: (Here Insert)

And now letters of Administration is duly issued to the said John L Gunn authorizing him to take upon himself the execution of said trust.

And day is given

Eldridge R Ellis, Administrator of the Estate of James A. B. Baird dec'd. vs William H. H. Baird, Marquis L Baird, Alice Neff and Stewart Neff her husband, Eva Hodson, and Thomas B Hodson, her husband, Minnie May Ledow and Charles Ledow, her husband, Albert Baird, John R Baird, Thomas A Baird, George W Baird, Anne M Levey and Edward Barnett } No 1640

Comes now the said Administrator by Miles and Easley his attorneys, and files the following verified report of the sale of the real estate heretofore ordered to be sold, together with proof of the posting of notice of such sale (here insert) And the Court having examined the same and being sufficiently advised, finds that said administrator, after giving notice of the time, terms and place of sale as required by the order of this court, sold the Real Estate described in his report and in the order of this court, at private sale to F. M Chatham and Sarah A Chatham for the sum of One thousand five hundred and fifty-three and 28/100 dollars subject to the mortgage of Anne M Levey, in the sum of $2200.00 which with the accrued interest amounts to the sum of $2246.72, which the said F. M. Chatham assumes and agrees to pay that being the highest and best bid received therefor and more than the full appraised value thereof. The Court further finds that said purchaser has in all things complied with the terms of said sale

Tuesday, March 12th 1901 and 8th day of March Term 1901

and has paid to the said administrator the sum of $953.28 and has given his note for the deferred payment with approved security therein, and has also executed his bond in a penalty and with security to the acceptance of the said administrator, conditioned according to law for the payment of the mortgage lien of the said Anne M Levy.

And the Court having examined the said report, the notice of sale and the proof of posting, and being sufficiently advised in the premises, and being satisfied that in the interests of the said estate the said sale ought to be approved, now in all things approves and confirms the same together with all the acts of the said administrator as by him reported. And the said administrator is now ordered to execute a deed conveying the said real estate to the said purchaser and report the same to this court for approval.

And now the said administrator shows to the court his deed conveying the said real estate to the said purchaser, T M. Chatham, and Sarah A Chatham and the Court having examined the same finds the same to be in all things correct and in conformity to the order of the court and to the sale as above reported and now the Court approves the said deed and orders the administrator to deliver the same to the said T M. Chatham and Sarah A Chatham as evidence of their title to the said real estate. And the administrator is further ordered to assign without recourse the bond above mentioned to the defendant Anne M Levy, which is accordingly done and the Court orders that the estate of the said decedent and all persons interested therein are now fully and finally released from all liability on the said mortgage indebtedness and on account of the notes secured thereby.

And this proceeding is adjudged fully and finally disposed of and the administrator is ordered to pay the costs herein out of the funds arising from the said sale.

And Court adjourned until 9 o'clock A M tomorrow
Record read and signed in open Court.

Thomas J Cofer Judge

Wednesday, March 13th 1901 and 9th day of March Term 1901.

Wednesday Morning March 13th 1901.

Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge.

In the Matter of the Guardianship }
of Jacob R Wilkin a minor, } New bond filed.

Comes now John T Wilkin guardian of Jacob R Wilkin minor heir of William and Susan Wilkin deceased and presents to the Court a bond as such guardian, in words and figures as follows; to-wit (Here Insert) and asks that the same be approved. He also asks the Court to declare the American Bonding and Trust Company of Baltimore City Maryland, surety on his bond heretofore filed, to be fully and finally released and discharged from further liability upon said bond.

And the Court having examined said bond, approves the same and endorses his approval thereon as follows to-wit; Approved by me the 13th day of March 1901. Thomas J. Cofer, Judge of the Hendricks Circuit Court.

And the Court finds that the said The American Bonding and Trust Company of Baltimore City Maryland, ought to be released and fully and finally discharged from any and all liability upon the said bond heretofore filed by this Guardian.

It is therefore considered and adjudged by the Court that the said The American Bonding and Trust Company of Baltimore City, Maryland be and it is now fully and finally discharged from further liability as surety upon said bond aforesaid.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge.

Thursday, March 14th 1901 and 10th day of March Term 1901

Thursday Morning March 14th 1901.

Court met pursuant to adjournment.

Present Honorable Thomas J. Cofer Judge

In the matter of the Guardianship of Bernice E Wiley, a minor } Current Report.

Comes now Henry Wiley guardian of Bernice E Wiley, minor heir of Martha E Wiley, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as such guardian he is chargable with the sum of $110.00 and that he is entitled to credits on his vouchers filed herein in the sum of $96.30 leaving a balance on hand in the sum of $13.80.

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Friday, March 15th 1901. and 11th day of March Term 1901.

Friday Morning March 15th 1901

Court met pursuant to adjournment.

Present Honorable Thomas J. Cofer, Judge.

In the matter of the Guardianship of Wesley Blacketer, a person of unsound mind } Current Report.

Comes now W. D. Underwood, guardian of Wesley Blacketer, a person of unsound mind and presents to the Court a report of his doings as such guardian, wherein he shows that as such guardian he is chargable with the sum of $231.30, and that he is entitled to credits on his vouchers filed herein in the sum of $227.61 leaving a balance on hand in the sum of $3.69.

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Saturday Morning March 16th 1901.

Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the matter of the Estate }
of Franklin Haynes, deceased } No 1648

Comes now Benjamin F. Haynes, administrator of the estate of Franklin Haynes, deceased, and reports the sale of certain Real Estate of said decedent pursuant to an order of this Court to one John F. Stevenson, which report is as follows, to-wit: The undersigned, Administrator of the Estate of Franklin Haynes, deceased, respectfully reports to the Court, that pursuant to the order of this court heretofore made and entered of record, he gave notice as required by law by publication in the Hendricks County Republican, a weekly newspaper of general circulation published in said County, for four successive weeks and by posting ten printed Notices in ten public places in Hendricks County, fixing the date of said sale on Saturday, the 2nd day of March 1901; proofs of which notices with copies of said notices annexed, are filed herewith, that he would sell the interest of said decedent in the following described Real Estate, to-wit:- All that part of Section Thirty-one (31) in Township Sixteen (16) North of Range Two (2) west, bounded and described as follows, to-wit: Beginning at the North West corner of the North East quarter of said Section Thirty-one (31); thence South along the center line of said Section to a point one hundred six and two-thirds (106⅔) rods North of the South line thereof; thence East parallel to the South line of said Section one hundred twenty (120) Rods; thence North parallel to the East line of said Section to the North line thereof; and thence West along said North line to the place of beginning, containing one hundred sixty (160) acres more or less at private sale at the Law Office of Brill & Harvey in the Town of Danville, Indiana on Saturday the 2nd day of March, 1901, and if said Real Estate was not sold at that day that the same would be continued from day to day thereafter at the same place until sold, on the terms prescribed in said order and that on said 2nd day of March, 1901, said administrator offered said land for sale

at private sale, and having not received a satisfactory bid therefor, said sale was continued from day to day at the place above mentioned until the 16th, day of March 1901, whereupon John F. Stevenson did then and there bid therefor, the sum of Ten Thousand Dollars ($10000.00) less the mortgage indebtedness held by the North Western Mutual Life Insurance Company, and subject to said mortgage which the purchaser assumed and agreed to pay; that being more than the appraised value of said Real Estate and being the highest and best bid therefor, the same was struck off to him under the terms and conditions of said sale heretofore ordered by the Court.

And said purchaser tendered to this administrator, the full sum of said Ten Thousand Dollars ($10000.00) less the amount of the mortgage held by the North Western, Mutual Life Insurance Company, which including the accrued interest thereon is Four Thousand Forty Five dollars and forty-three cents ($4045.43) making the net amount of cash paid down by said John F. Stevenson and the net amount of cash received from the sale of said Real Estate over and above said mortgage indebtedness herein referred to, the sum of Five thousand nine hundred fifty four dollars and seventeen cents ($5954.17), and said administrator believing it to be to the best interest of said Estate accepted said sum of Five thousand nine hundred fifty-four dollars and seventeen cents ($5954.17) in cash, and the undersigned administrator now shows said cash to the Court, and he asks to be ordered and directed to deliver a deed for said Real Estate to the said John F. Stevenson and he prays that said sale may be confirmed in all things.

B. F. Haynes Administrator.

Subscribed and sworn to before me this the 16th, day of March A. D. 1901.

Margaret L. Shuler
My commission expires Oct 20-1902) Notary Public

And the Court having examined said report approves the same and confirms said sale, and orders said administrator to execute to the purchaser, John F. Stevenson, or his assignee a proper deed of conveyance and now said administrator reports that he has executed a deed herein as

directed by the Court, and now brings said deed into open Court, and the Court endorses his approval thereon in these words, twit:-

Examined and approved in open Court this 16th day of March 1901. Thomas J. Cofer, Judge Hendricks Circuit Court.

And now said Court orders and directs the administrator to deliver said deed so approved to the purchaser, John F. Stevenson, which deed is now delivered in open Court.

In the matter of the Guardianship of Charles and Ethamer Martin Minors. } Appointment of Guard.

Comes Ira N. Martin and files an application for letters of guardianship upon the estate of Charles and Ethamer Martin minor heirs of Elizabeth Martin deceased which application reads as follows (Here Insert)

And the Court having examined said application and finding the said Ira N. Martin to be a proper and suitable person to be intrusted with said guardianship, does now appoint him such guardian upon the filing of bond in the sum of $200.00 with Daniel S. Barker surety upon said bond, which bond is now duly approved by the Court, and reads as follows: (Here Insert)

And now the said Ira N. Martin is duly sworn to faithfully, in all things perform his duties as such guardian according to law and files a copy of his oath which reads as follows: (Here Insert)

Whereupon letters of guardianship are duly issued to the said Ira N Martin authorizing her to take upon herself the execution of said trust.

And Court adjourned until 9 o'clock A. M. Monday Morning.
Record read and signed in open Court.

Thomas J. Cofer Judge

Monday Morning March 18th 1901.

Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate of William N. Parks deceased } Appointment of Administrator

Comes now John L. Francis, and files his application for letters of Administration upon the estate of William N. Parks deceased, which application reads as follows. (Here Insert)

And the Court having examined said application and finding the said John L. Francis to be a proper and suitable person to be intrusted with said administration, does now appoint him, such administrator upon the filing of bond in the sum of $200.00 with Daniel S. Barker as surety thereon; which said bond is as follows, twit (Here Insert)

Whereupon the said John L. Francis is duly sworn to faithfully in all things perform his duties as such administrator, and he now files a copy of said oath as follows twit (Here Insert)

And now letters of Administration are duly issued to the said John L. Francis authorizing him to proceed to the execution of his trust.

And day is given.

And Court adjourned until 9 o'clock A. M tmorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Tuesday, March 19th 1901 and 14th day of March Term 1901.

Tuesday Morning March 19th 1901.

Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge

In the Matter of the Guardianship of
Lewis Thornbrough of unsound mind } Current Report
Comes now L. N. Job

guardian of Lewis Thornbrough a person of unsound mind and presents to the Court a report of his doings as such guardian, wherein he shows that he is chargable with the sum of $2269.11 and that he is entitled to a credit on his vouchers filed herein in the sum of $2226.45, leaving a balance due of $42.96.

He asks that this report be approved and the trust herein continued.

And the court having examined said report and being fully advised in the premises finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust be and the same is continued.

And Court adjourned until 9 o'clock A. M. tomorrow morning.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Wednesday, March 20th 1901 and 15th day of March Term 1901

Wednesday Morning March 20th 1901.

Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of
Lial Leak a minor } Current Report
Comes now Marion Bailey

guardian of Lial Leak minor heir of Eathon A Leak, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that he is chargable with the sum of $1251.15 and that he is entitled to a credit on his vouchers filed herein in the sum of $51.71. leaving a balance due of $1199.44

He asks that this report be approved and the trust herein continued.

And the court having examined said report and being fully advised in the premises finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust be and the same is continued.

And Court adjourned until 9 o'clock A. M. tomorrow morning.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Thursday, March 21st 1901 and 16th day of March Term 1901

Thursday Morning March 21st 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship of Roy B. Draper. } Final Settlement.

Comes now Ada B Draper, guardian of Roy B. Draper minor heir of Marlin B. Draper, deceased, and presents and files a final settlement report as such guardian, wherein she shows that she is chargeable in the sum of $342.10. She further shows that her ward has arrived at the full age of 21 years, and she files vouchers herein for said sum of $342.10

She now asks that this report be approved and that she be discharged from her bond and trust.

And the Court having examined said report and being fully advised in the premises find the same correct and right to be approved.

It is therefore considered and adjudged by the court that said report be in all things approved and confirmed and that the said guardian herein be and she is fully and finally discharged from her bond and trust.

All of which is finally adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. tomorrow morning.
Record read and signed in open Court.

Thomas J. Cofer Judge

Friday, March 22nd 1901 and 17th day of March Term 1901

Friday Morning March 22nd 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate. of Henry Holderman, deceased, } Final Report.

Comes now Aquilla D. McCormick, administrator de bonis non, of the estate of Henry Holderman, deceased, by R. T. Hollowell his attorney, and shows to the court and files an affidavit of Julian D Horgate, Editor of the Hendricks County Republican a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report has been given in said newspaper for two weeks in succession, the first of which notices was published on the 17th day of January 1901, and the last on the 24th day of January 1901. Said affidavit reads as follows (Here Insert) And he also files the affidavit of A.D. McCormick, from which it appears that a like notice was posted at the door of the Court House in Hendricks County on the 15th day of January 1901. Said affidavit reads as follows (Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the clerk of this court on the 15th day of January 1901, and by endorsement in writing on the back thereof was set for hearing on the 9th day of February 1901, the court also finds said administrator chargeable with the sum of $1758.62 and that he is entitled to credits on his vouchers filed in the same sum. The court finds said report correct and the same right to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

Friday March 22nd 1901 and 17th day of March Term 1901

In the Matter of the Guardianships
Emily Blacketer of unsound mind } Current Report
comes now William S.
Underwood guardian of Emily Blackrter, a person of unsound mind, and presents to the court a report of his doings as such guardian, wherein he shows to the court that as such guardian he is chargeable with the sum of $234.70 and that he is entitled to credits on his vouchers filed herein in the sum of $166.16, leaving a balance on hand in the sum of $68.54.

He asks that this report be approved and the trust herein continued.

And the court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

And Court adjourned until 9 o'clock A. M. tomorrow
Record read and signed in open Court.

Thomas J. Hoffer Judge

Saturday, March 23rd 1901 and 18th day of March Term 1901.

Saturday Morning March 23rd 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Hoffer Judge

In the Matter of the Estate
of John R. Weer, deceased. } Order for sale of personal property
comes now John L. Stumm Administrator
of said estate and files the following duly verified petition for the private sale of certain personal property belonging thereto, (Here Insert) And the court, after examining said petition and being sufficiently advised believes that the averments therein contained are true and that in the interests of said estate the prayer thereof ought to be granted. It is therefore now considered and ordered by the Court that the personal property of said estate in said petition mentioned and described as follows, tmit:

51 bushel and 21 pounds of No. 2 wheat
273 bushel and 10 pounds of No. 3 wheat
82 shocks of corn
1 black Jersey cow and calf.

be sold by said Administrator at private sale for not less than the full appraised value thereof, upon the following terms and conditions:

At least one third of the purchase money, cash in hand, and the balance in two equal installments payable respectively in three (3) and six (6) months from date of sale, evidenced by notes of the purchasers bearing interest at six per cent (6%) from date, waiving relief from valuation and appraisement laws, providing for attorney fees, and with approved personal security thereon.

The said administrator is hereby required to give five days notice of the time and terms and place of such sale by one publication in the Plainfield Progress, a public newspaper of general circulation printed and published in Plainfield, Indiana, and he is further instructed to make due return of his proceedings within sixty (60) days from this date.

Saturday, March 23rd 1901 and 18th day of March Term 1901

Milton Goodwin, Admr. Estate
of Mary Bunten, deceased
vs
Julia Christie et al

Comes now the said Administrator by Miles & Easley his attorneys, and files his petition herein in the words and figures following, to-wit: (Here Insert)
And said Administrator also files his affidavit as to the non residence of the defendants The Unknown Heirs of Vance Bunten, deceased, and The Unknown heirs of Martha Weddle deceased, and the Court orders notice issued to said defendants returnable on the 13th day of the May Term of this Court, by publication as provided by the Statutes.

And Court adjourned until 9 o'clock A.M. Monday
Record read and signed in open Court.

Thomas J. Hoffer Judge

Monday, March 25th 1901 and 19th day of March Term 1901

Monday morning March 25th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Hoffer, Judge.

In the matter of the Guardianship of
Mary Newby, a person of unsound mind } Final Report.

Comes now William A Hill, guardian of Mary Newby, a person of unsound mind, and presents and files a final settlement report as such guardian, wherein he shows that he is chargeable in the sum of $396.14, and that he is entitled to credits on his vouchers filed in the same sum.

Said guardian further reports that his ward departed this life January 23rd 1901. That the balance in his hands due the estate was $305.58, That he has qualified as administrator of the estate of his deceased ward and now holds said $305.58 as administrator of the estate of Mary Newby deceased.

He now asks that this report be in all things approved and that he be finally and fully discharged from his bond and trust.

And the Court having examined said report and being fully advised in the premises find the same correct and right to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that the said guardian herein be and he is fully and finally discharged from his bond and trust.

All of which is finally adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A.M. Tuesday
Record read and signed in open Court

Thomas J. Hoffer Judge

Tuesday March 26th 1901 and 20th day of March Term 1901

Tuesday Morning March 26th 1901.
Court met pursuant to adjournment.
Present Honorable Thmas J. Cofer Judge

In the Matter of the guardianship of William Ferrel a minor } Final Report.

Comes now Wm Hart Jr. guardian of William Ferrel, minor heir of Bridget Kinney dceased, and presents and files a final settlement report as such guardian, wherein he shows that he is chargeable in the sum of $350.00 and that he is entitled to credits on his vouchers filed herein in the sum of $21.41 leaving a balance on hand in the sum of $328.59, which balance he pays to the clerk of this Court and files the clerks receipt therefor.

He also tenders his resignation as guardian of said ward and asks that this report be approved and that he be discharged from his bond and trust.

And the Court having examined said report and being fully advised in the premises find the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that the resignation of said guardian be accepted and that said report be in all things approved and confirmed and that said guardian herein be and he is fully and finally discharged from his bond and trust.

And it is further ordered that the clerk pay the said $328.59, now in his hands, to the party lawfully entitled to receive the same.

All of which is finally adjudged and decreed by the Court.

Recd. 3/13/1902 of Dougan Clerk $328.59, the above amount due William Ferrell. Robert Farrell
Guardian of William Farrell

And Court adjourned until 9 oclock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Wednesday March 27th 1901 and 21st day of March Term 1901

Wednesday Morning March 27th 1901
Court met pursuant to adjournment
Present Honorable Thmas J. Cofer, Judge.

In the matter of the estate of William N. N. Gentry, deceased } Appointment of Administratrix.

Comes now Lucy E. Gentry, widow of said decedent, and files an application for letters of Administration upon said Estate, which application is as follows, to-wit: (Here Insert).

And the Court having examined said application and finding the said Lucy E. Gentry to be a proper and suitable person to be intrusted with said administration, does now appoint her such administratrix upon the filing of bond in the sum of $800.00 with John T. Hays and John L. Rutledge as surety therein; which said bond is as follows to-wit: (Here Insert).

Whereupon the said Lucy E. Gentry is duly sworn to faithfully in all things perform her duties as such administratrix, and she now files a copy of said oath as follows to-wit; (Here Insert).

And now letters of Administration are duly issued to the said Lucy E. Gentry, authorizing her to proceed to the execution of her trust.

And day is given

And Court adjourned until 9 oclock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Thursday Morning March 28th 1901.

Court met pursuant to adjournment
Present Honorable Thomas Z. Cofer. Judge.

William Townsend, Administrator of the Estate of Eli Johnson, deceased.
vs
Webster J. Douglass and Phoby M. Loy
} No 1637. Petition to modify order of Sale and Report of Sale.

Comes now the plaintiff in the above entitled cause and files his petition for an order modifying the order of sale in this cause, which petition is in words and figures following; William Townsend, Administrator of the estate of Eli Johnson deceased and plaintiff in the above entitled cause respectfully reports and shows to the Court that on his petition in this cause the Court ordered him to sell as the property of said decedent the following described real estate in Hendricks County and State of Indiana, towit:- a part of the South-East quarter of the South East quarter of section 27 in Township 15 North and Range 1 East and bounded as follows: beginning at a point on the East line of said quarter quarter 14 chains and 61 links North of the South East corner thereof; thence running South 86½ degrees West 120 feet to a 15 foot alley; thence South 94 feet; thence North 86½ degrees East 120 feet to the East line of said quarter quarter; thence North 94 feet to the place of beginning. That said order was made on an appraisement of said real estate as a whole wherein the same was appraised at $550.00. That at the time said petition was filed and said order was made this plaintiff understood that said decedent owned the whole of said real estate, but since that time he has ascertained that he only owned an undivided two thirds thereof and that Melvina Mann owned an undivided one third thereof, and this affiant now asks the court to modify the order of the court heretofore made and to order him to sell an undivided two thirds of said above described real estate and to sell the same at not less than two thirds of the appraisement heretofore filed as an appraisement of the whole of said real estate, that is for not less than two thirds of $550.00 that being the

amount of the appraisement of the whole of said real estate.

Wm Townsend Administrator of the Estate of Eli Johnson, deceased.

Subscribed and affirmed to this 2nd day of January 1901.
(My commission expires Nov. 8, 1904.) James L Clark Notary Public

And the Court being sufficiently advised in the premises finds that said order of sale ought to be modified as prayed for in said petition.

It is therefore ordered by the Court that the order of sale heretofore made in this cause be and the same is modified so far as the same relates to the real estate in said foregoing petition, and the said Administrator is ordered to sell as the property of said estate an undivided two thirds of the real estate in said petition above described, and to sell the same on the terms and conditions of the order heretofore made and for not less than two thirds of the appraisement heretofore filed in this cause in which the whole of said tract was appraised at its full value, And said order heretofore made, except as modified by this order stands and is now hereby confirmed and said Administrator is ordered to sell all the real estate in said order described, subject to the modification by this order as therein ordered.

And now said Administrator comes again and files a report of the sale of said real estate, which report is as follows;

The plaintiff in the above entitled cause respectfully reports to the Court that as ordered by the Court he offered for sale at private sale without notice, as the property of said estate the following described real estate in Hendricks County and State of Indiana, towit;- an undivided two thirds of a part of the South East quarter of the South-East quarter of section twenty-seven (27) in Township fifteen (15) North and Range one (1) East and bounded as follows, towit; beginning at a corner on the East line of said quarter quarter fourteen (14) chains and sixty-one (61) links North of the South East corner thereof; thence running South Eighty-six and one half (86½) degrees West one Hundred twenty (120) feet to a

fifteen (15) foot alley; thence South ninety-four (94) feet; thence North eighty six and one half (86½) degrees East, one hundred and twenty (120) feet to the East line of said quarter quarter; thence North ninety-four (94) feet to the place of beginning. Also a part of the South East quarter of the South East quarter of section 27, Township fifteen (15) North and Range one (1) East and bounded as follows, towit; commencing at a point on the East line of said quarter quarter thirteen (13) chains and eighteen and thirty eight one hundredths (18 38/100) links North of the South East corner thereof; thence running South eighty six and one half (86½) degrees West one hundred twenty (120) feet to a fifteen (15) foot alley; thence South sixty (60) feet; thence North eighty-six and one half (86½) degrees East, one hundred and twenty (120) feet to the East line of said quarter quarter; thence North sixty (60) feet to the beginning. Also a part of said South East quarter of the South East quarter of said section twenty-seven (27) Township and Range aforesaid and bounded as follows, towit; beginning at a point on the East line of said quarter quarter eleven (11) chains and twenty-one and six tenths (21 6/10) links North of the South East corner thereof; thence South eighty-six and one half (86½) degrees West one hundred and twenty (120) feet to a fifteen foot alley; thence South fifty (50) feet to the North line of a twenty (20) foot street; thence North eighty-six and one half (86½) degrees East one hundred and twenty (120) feet to the east line of said quarter quarter; thence North fifty (50) feet to the place of beginning. Also a part of said South East quarter of the South East quarter of said section, Township and Range and bounded as follows; beginning six hundred and ninety-four (694) feet North eighty six and one half (86½) degrees East from the North-East corner of Lot ten (10) in block eighteen (18) in Carter's addition to the town of Plainfield, Indiana; on the West line of a fifteen foot alley which beginning point is South eighty-six and one half (86½) degrees West one hundred and thirty-five (135) feet from a point on the East line of said quarter quarter 14 chains and 61 links North of the South East corner thereof; thence South with the West line of said alley two hundred and seventy-nine (279) feet; thence South eighty-six and one half (86½) degrees

West seventy (70) feet; thence North three and one half (3½) degrees West two hundred and seventy-nine (279) feet; thence North eighty six and one half (86½) degrees East to the place of beginning.

That Edward Barrett offered for the first above described tract the sum of $384.00, and for the second above described tract the sum of $130.00, and for the third above described tract the sum of $185.00 and for the fourth above described tract the sum of $15.00 and each of said offers being more than the appraised value of said real estate and the highest and best offer received therefor said real estate was sold to said Edward Barrett for said sum.

And said purchaser paid one third of said purchase price in cash and executed his two notes each for one third thereof payable one in nine and one in twelve months with six per cent interest and ten per cent attorneys fees, and payable at the Citizen's State Bank in Plainfield. And now affiant asks the Court to approve said sale and authorize him to execute a deed to the purchaser thereof and receive from him a mortgage securing the payment of said notes.

Wm Townsend Administrator

Subscribed and affirmed to this 28th day of March 1901.

James L. Clark Notary Public

(My commission expires Nov. 8th 1904)

And the Court having examined said report and being sufficiently advised in the premises finds said report and sale ought to be approved.

It is therefore ordered, adjudged and decreed by the Court that said report be approved and said sale in all things confirmed. And said Administrator is ordered to prepare and present for the Court's inspection a deed conveying said real estate to said purchaser. And now said Administrator presents a deed duly acknowledged conveying said real estate to said purchaser which deed is as follows, towit; (here insert)

And the Court examines and approves said deed and endorses his approval thereon in these words. "Examined and approved in open Court this the 28th day of March 1901. Thomas J. Cofer, Judge Hendricks Circuit Court"

And said Administrator is ordered

to deliver said deed to said purchaser as an evidence of his title and to accept a mortgage on said real Estate securing the payment of the deferred payments therefor.

In the matter of the Estate }
of Matilda Carter, Deceased }

Comes Anna Carter Administrator of said estate, by Nygate & Clark his attorneys and files the following petition:- Anna Carter Administrator shows to the court that said Matilda Carter at the time of her death owned certificate No. 759 being seven shares of the capital stock of the Terre Haute and Indianapolis, Rail Road Co., of the face value of fifty dollars per share. That the said Indianapolis and Terre Haute Rail Road Co., is now and for some time has been in the hands of a receiver. That said Matilda Carter left four heirs, one of whom has since died leaving three heirs. That said capital stock cannot be equally divided among said heirs nor have they agreed on a price at which any one of them desires to take the same in the settlement of said estate, but said heirs have requested this administrator to sell said stock and divide the proceeds with the other assets of said estate. That said capital stock has been appraised at fifty dollars per share and he asks for an order to sell the same at not less than its appraised value at private sale without notice.

Anna Carter Administrator

Subscribed and sworn to this 28th day of March 1901 (My Commission expires Nov 8-1904) James L Clark Notary Public

And after having examined said petition and being fully advised in the premises the Court finds that the prayer of said petition ought to be granted.

It is therefore ordered adjudged and decreed by the Court that said Administrator proceed to sell at private sale without notice for not less than its appraised value the shares of stock of the Terre Haute and Indianapolis Rail Road Co. as represented by certificate No. 759. And said Administrator is hereby

authorized and directed to transfer said stock on the books of said Rail Road Co. or in such other manner as is demanded by the regulations, rules and by laws of said Rail Road Co.

And said Administrator is further ordered to report his proceeding herein to this Court for confirmation and approval.

In the matter of the Guardianship }
of John W. Mahan } Report of Sale

Comes now Wallace R. Mahan, guardian of John W. Mahan, minor heir of John C Mahan deceased, and tenders a report of sale of the Real Estate of his ward, John W Mahan which report is in words and figures following towit: Comes now Wallace R Mahan guardian of the estate of John W Mahan, a minor heir of John C. Mahan deceased, and respectfully reports, that pursuant to the order of this Court here to fore entered of record on the 2nd day of February 1901, he sold to Grant Page all the right title and interest of said John W Mahan in and to the following described Real Estate situated in the County of Bonne, and State of Indiana. All of the North East quarter of Section Thirty-two (32), Township twenty (20) North Range one (1) West, except Fifty three and one fourth (53 1/4) off of and across the entire South side thereof estimated to contain one hundred six and three fourths (106 3/4) acres more or less. Also all that part of the South East quarter (1/4) of Section Twenty-nine (29), Township Twenty (20) North Range one (1) West that lies South of Sugar Creek, except Two and one half (2 1/2) acres estimated to contain seventy-seven and three fourths (77 3/4) acres more or less at and for the price of Eight hundred twenty ($820.00) dollars, that being more than the appraised value thereof and he having made the best offer I could obtain for the same. The said Grant Page has paid me in cash the said sum of Eight hundred twenty ($820.00) dollars that being the full amount of purchase price, I herewith tender a deed conveying the interest of said ward in said Real Estate of the said Grant Page for the Courts approval and produce said purchase money.

Guardian further says that at

the same time he sold to Charles Mahan all the right title and interest of said John W. Mahan and to the following described Real Estate situated in the County of Boone and State of Indiana Fifty-three and one fourth (53¼) acres off of and across the entire South side of the North East quarter(¼) of Section thirty-two (32) Township Twenty (20) North Range one (1) West, except three and one fourth (3¼) acres out of the South East corner thereof used for burying ground. The amount herein being his undivided one ninth (1/9) interest in fifty (50) acres, at and for the price of two hundred twenty-two and 22/100 ($222.22) dollars, that being more than the appraised value thereof and he having made the best offer I could obtain for the same. The said Charles Mahan has paid me in cash the sum of Two hundred twenty-two and 22/100 ($222.22) dollars that being the full amount of the purchase price I herewith tender a deed conveying the interest of said ward in said Real Estate to the said Charles Mahan for the Courts approval and produce said purchase money.

Wallace R Mahan Guardian
of John W Mahan.

State of Indiana }
Hendricks County } S. S.

Comes now Wallace R Mahan guardian of John W. Mahan, minor heir of John C. Mahan deceased, who being duly sworn says that the matters and things set forth and stated in his report of sale are true as he verily believes.

Wallace R. Mahan, Guardian of
John W. Mahan

Subscribed and sworn to before me this 21st day of March 1901

My commission expires March 30-1902 John W. Trotter Notary Public

And at the same time the said Wallace R. Mahan, as such guardian tenders deeds conveying said Real Estate to Grant Page and Charles Mahan, the purchasers, for the approval of the Court which deeds are in words and figures following to-wit: (Here Insert) And the Court having examined said report and having ascertained that the money for the full purchase price of said Real Estate has been paid to said Wallace R. Page guardian

approves the same. And the Court having also examined the deeds submitted, approves the same, by endorsing his approval on said deeds which endorsements are in words and figures following to-wit; "Examined and approved March 28th 1901," Thomas J. Cooper Judge, and orders said deeds delivered to said Grant Page and Charles Mahan, the grantees therein named.

All of which is ordered adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J Cooper Judge

Friday Morning March 29th 1901.

Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

In the matter of the guardianship
of Lewis Thornbrough

comes now Luther Job, guardian of Lewis Thornbrough a person of unsound mind, and files his petition for an order to sell the real estate, which petition is in the words and figures following to-wit:- Luther Job, Guardian of Lewis Thornbrough, a person of unsound mind respectfully shows to the Court that his ward, said Lewis Thornbrough, is old and infirm and in a condition of mind such as to require the constant attention of a trained nurse, which makes his maintenance a matter of great expence. That he is also a married man and resides with his wife in his own home which also must be maintained and the expence paid by this guardian.

That the said Lewis Thornbrough is the owner of about 116 acres of land in Hendricks County and State of Indiana, being the East half of the South East quarter and all that part of the East half of the North East quarter of Section Five (5) in Township sixteen (16) North and Range one (1) East lying South of the S. B. & W. now the Peoria division of the C. C. C. & St. L. Rail Road. That said real estate is of the probable value of $4000.00.

That said Lewis Thornbrough is now married to and living with Hannah Ann Thornbrough who is his fourth wife. That he has no children by said marriage but has children living from a former wife. That his said wife Hannah Ann Thornbrough, is about sixty or sixty-five years old.

That said Lewis Thornbrough has no personal property except his house-hold goods which are of necessity used by himself and wife in their housekeeping. That this guardian has borrowed upon the order of this Court for the support and maintenance of said ward and his household of John Shirley ($800.00), of Dallie Shirley $500 and of Nancy Sawyer $150 and

that there are store accounts now owing amounting to $50.00 or more and that there is a considerable sum, the amount of which this guardian is unable at this time to state owing to Jake Hale for nursing and caring for said ward. And in addition thereto portions of the expences incidental to the administration of this trust in Court are unpaid. That it is impossible for this guardian to secure a sufficient sum from the rental of said real estate to meet the necessary expences in maintaining said ward. That the interests on said sums of borrowed money, accruing, cannot be paid for want of funds. That this Guardian is at this time in urgent need of ready money to use in properly caring for said ward. That he cannot borrow more money as such guardian, even upon order of this Court, for the reason that money lenders are not willing on account of the value of the estate of said ward to loan this guardian more money.

That the wife of said ward is willing to join in a deed to said real estate or execute her separate deed to the same according to the provisions of the Statutes authorizing her to do so in this case, for the sum of $300.00. That this guardian believes that said real estate can be sold more readily and to a better advantage by selling the whole thereof, discharged from any claim or interest of the wife of said ward, and that it will be to the interest of the estate of said ward to pay to her $300.00 of the purchase price of said real estate for a release of her interest in the same. That she files with this petition her written consent to the sale of all of said real estate and her agreement to convey her interest in the same to any purchaser, in consideration of the payment to her of $300.00.

That it is necessary to sell said real estate in order to pay debts and liabilities of this guardianship and to care for and maintain said Lewis Thornbrough. And this guardian therefore asks the Court for an order to sell the same on such terms as the Court may direct, and to sell the same discharged of any interest of the wife of said Lewis Thornbrough, and to pay to her $300.00 of the purchase money upon her execution to the purchaser of her deed conveying all of

her interest in said real estate, as in the Statute provided.

Luther W. Job

Subscribed and sworn to this 29th day of March 1901

(My Commission expires Nov. 8th 1904) Jas. L. Clark

Notary Public

Said guardian also files the written consent of Hannah Ann Thornbrough to the sale of said real estate as prayed for in the petition which writing is as follows, to-wit. (Here Insert) And the Court being fully advised in the premises finds that the prayer of the petition ought to be granted. And the Court appoints George D Junken and William D Lewis, two free holders residing in Hendricks County, and who are duly qualified as appraisers to make an appraisement of said real estate. And now the guardian files the appraisement of said real estate so made by said appraisers, which said real estate is appraised at $4095.00. Said appraisement is as follows, to-wit (Here Insert)

And now said guardian files his bond in the sum of $8200.00 with Edward W Sawyer and George D Junken as sureties thereon, which said bond is approved by the Court.

It is now therefore ordered by the Court that said guardian sell the real estate described in the foregoing petition, as the property of the said Lewis Thornbrough, and that upon the execution by said Hannah Ann Thornbrough to the purchaser, of her deed as authorized by the laws of the State of Indiana in such cases as this, conveying all her interest in said real estate to said purchaser, said guardian is ordered to pay to her of the purchase price of said real estate the sum of $300.00 and the remainder of said purchase price to be paid into the general fund of this guardianship for the use of the same. Said sale shall be made for one third cash, one third in six months, and one third in twelve months, the purchaser giving his notes for said deferred payments, with interest at six per cent from date and secured by first mortgage on the real estate sold, or he may pay the whole of the purchase price in cash on the day of sale at his

option.

Said sale shall be at private sale and for not less than the appraised value of said real estate. Said Guardian shall give not less than fifteen days notice of time and terms of sale by publication in a newspaper of general circulation published in Hendricks County, and by posting not less than ten copies of such notices in the neighborhood of such real estate.

If a sale is not made on the day fixed by said notices, said sale shall be continued from day to day until the real estate is sold and said notice shall so provide. When a sale is made said guardian shall report the same to this Court for approval and confirmation.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Hodges Judge

Saturday March 30th 1901 and 24th day of March Term 1901.

Saturday Morning March 30th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

Margaret L Shuler
vs
Est. John N. Maccoun } Claim allowed by Admr. in full.

The administrator having allowed this claim in full the Court on its own motion dismisses this cause at the cost of the estate.

Mary D'Spear Admrx. Estate of
Willis D'Spear deceased
vs
Estate James W. Thompson dec'd. } No. 1651

Come now the parties herein by counsel, and the Court being fully advised in the premises sustains said demurrer to which ruling of the Court the plaintiff at this time excepts, and leave is now granted the claimant herein to file an amended claim.

And Court adjourned until 9 o'clock A. M. Monday
Record read and signed in open Court.

Thomas J Cofer Judge

Monday April 1st 1901 and 25th day of March Term 1901.

Monday Morning April 1st 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge

Estate of Bloomfield White, deceased. } No. 1547. Final Entry

Come James L. McComm, Executor of the last will and testament of Bloomfield White, deceased, by Forgate and Clark, his attorneys, and said Executor files the following report, to-wit:- Comes James L McComm Executor of the last will and testament of Bloomfield White, deceased, and shows to the Court that at the time of the making of his former report herein to-wit, (on the 27th day of February, 1896) he showed that he had in his hands one thousand dollars, a specific legacy to Nellie White a minor child of David White, deceased, and that according to the provisions of the second item of the will of said Bloomfield White, said sum of one thousand dollars should remain in the hands of the said Executor until the said Nellie White should become twenty-one years of age, at which time said sum of one thousand dollars should be paid to said Nellie White.

And said Executor now shows to the Court that the said Nellie White is of the full age of twenty-one years and that he now turns over to the Clerk of this Court one thousand dollars in full discharge of said specific legacy to Nellie White by the will of said Bloomfield White. And he takes a receipt of the Clerk on this report for said sum of one thousand dollars.

He also shows to the Court that he has heretofore made a final report as to all other matters in this estate, and at said time he gave notice as provided by law of the settlement of said estate as to all other matters and things except said sum of one thousand dollars.

And the Executor also shows to the Court that he has fully executed all of the provisions of the will of said Bloomfield White and that nothing further remains for him to do.

Wherefore, he asks the Court to approve this report and to fully and finally discharge him

from this trust.

James L. McCown, Executor.

My commission expires Nov. 8, 1904.

Subscribed and sworn to this 29th day of March 1901. James L. Clark Notary Public.

Received this 29th day of March, 1901 of James L. McCown, Executor of the last will and testament of Bloomfield White, deceased, the sum of one thousand dollars, the legacy under said will belonging to Nellie White

Jim E. Dougan, Clerk.

And the Court having examined said report and being fully advised in the premises finds that all matters and things alleged in said report ought to be approved.

It is therefore ordered, adjudged and decreed by the Court that said report of said Executor be and the same is hereby in all things approved and confirmed.

And said Executor is now fully and finally discharged from his bond and trust.

And it is further ordered, by the Court that the Clerk of this Court pay to said Nellie White or her duly authorized representative, said sum of one thousand dollars, the sum paid in to Court for her, and take a receipt for the same.

All of which is finally ordered, adjudged and decreed by the Court.

April 12 1901, Recd of Dougan, clerk $1000.00 Court paid into Court for me by James L. McCown, Executor of said Estate.

William C. Osborne Attorney in fact.

And Court adjourned until 9 o'clock A. M. tomorrow.

Record read and signed in open Court.

Thomas J. Cofer Judge

Tuesday Morning April 2nd 1901.

Court met pursuant to adjournment

Present Honorable Thomas J. Cofer, Judge

James R. Edwards, Admr. of the Estate of Louis Lotka, decd. vs Emma Lotka et al } No. 1649

Come now the defendants, Henry A and Albert E. Metzger by Edmunds & Mull their attorneys and file answer to plaintiffs Petition herein, which answer is in the words and figures following, to-wit:- (Here Insert)

In the matter of the Guardianship of Byron N Cox and Ona May Cox } Current Report

Comes now Henry A Record guardian of Byron N. Cox and Ona M Cox, minor heirs of Simri N Cox, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as such guardian he is chargeable with the sum of $172.25 and that he is entitled to credit on his vouchers filed herein in the sum of $621.64, leaving a balance in hand in the sum of $550.61.

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

In the matter of the estate of Morris R. Patterson, deceased. } Order vesting property in the Widow.

Come now Sarah E. Patterson, widow of the above named decedent by Brill & Harvey, her attorneys, and the matter of the inventory and appraisement heretofore filed in this Estate on February 8th 1901 is brought

Tuesday April 2nd 1901 and 26th day of March Term 1901.

to the attention of the Court, and it appearing to the Court from the appraisement of the property of the estate of said decedent heretofore made by James L. Smith in concert with Frank Buchan that the value of said Estate does not exceed $500.00 and no opposition now being made to this proceeding it is therefore ordered, adjudged and decreed by the Court, that all the title and interest of said decedent in said Estate at his death, as set forth in said inventory and appraisement be and the same is hereby vested in the said Sarah E. Patteram, the widow of said decedent as fully as if the same as if it were her own separate property. Entry of Court's approval, March 16, 1901 is as follows, towit: "Examined and approved this 16th day of March 1901 and the property ordered to be turned over to widow and no letters issue on Estate"

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Wednesday April 3rd 1901 and 27th day of March Term 1901.

Wednesday Morning, April 3rd 1901
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge.

In the matter of the Estate
of Elmer E. Bunten, deceased } Appointment of Administrator.

Comes now John N. Bunten Jr. and files an application for letters of administration upon said estate, which application is as follows towit: (Here Insert).

And the Court having examined said application, and finding the said John N. Bunten to be a proper and suitable person to be intrusted with said administration, does now appoint him, such administrator upon the filing of bond in the sum of $200.00 with R. T. Hallowell as surety thereon; which said bond is as follows towit: (Here Insert)

Whereupon the said John N. Bunten is duly sworn to faithfully in all things perform his duties as such Administrator, and he now files a copy of said oath as follows towit; (Here Insert.)

And now letters of Administration are duly issued to the said John N. Bunten authorizing him to proceed to the execution of his trust.

And day is given

In the matter of the Estate
of William C. Mills, deceased } Final Report

Comes now Oliver N. Mills, Executor of the estate of William C. Mills, deceased, by Nugate and Clark, his attorneys, and shows to the court and files an affidavit of Julian D. Nugate, Editor of the Hendricks county Republican a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 17th day of January 1901, and the last on the 24th day of January 1901. Said affidavit reads as follows:-(Here Insert) And he also files the affidavit of James L. Clark, from which it appears that a like notice was posted at the door

of the court house in Hendricks county on the sixteenth day of January 1901, said affidavit reads as follows-(Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the clerk of this court on the 16th day of January 1901, and by an endorsement in writing on the back thereof was set for hearing on the 4th day of February 1901. The court also finds said administrator chargeable with the sum of $1703.81 and that he is entitled to credits on his vouchers filed in the same sum. The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is thereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

In the matter of the Guardianship of Stella G. Hall a minor

Comes now Emma B Hall, guardian of Stella G. Hall, minor heir of Stanley A. Hall, deceased, and files proof of notice herein which proof of notice is in words and figures following, to-wit:(Here Insert) and she tenders a report of sale of the real estate herein after described pursuant to an order of this court heretofore made and entered of record herein, which report is in words and figures following to-wit: The undersigned Emma B. Hall, guardian of Stella G Hall, minor heir of Stanley A. Hall, deceased, respectfully reports to the Court that pursuant to the order of this court heretofore entered of record herein on the 6th day of March 1901, having first given notice of said sale as by said order provided, by publication in The Republican, a public weekly newspaper printed and published in the said county of Hendricks and State of Indiana for ten days prior hereto by two successive publications, the first of which was on the 21st and the last on the 28th day of

March 1901, that she would sell the real estate herein after described on the terms mentioned in said order and notice, a copy of which notice is filed herewith and is in words and figures following to-wit;(Here Insert) she attended at the Law Office of R.S. Hollowell in the town of Danville in said Hendricks County, the place mentioned in said notice, and on the 3rd day of April 1901, John T Underwood offered for said real estate the sum of Eighteen hundred and fifteen dollars ($1815.00) and that being the highest and best offer for the same she sold said real estate to-wit; An undivided one fourth interest in and to the South west fractional quarter of Section Six (6) Township fifteen (15) North, Range one (1) East and so much of the Southeast quarter of Section One (1) Township fifteen (15) North of Range One (1) West as lies North of the center of the Plank Road running from Danville to Indianapolis.

Also part of the North east quarter of Section one (1) Township fifteen (15) North range one (1) West. bounded as follows, to-wit: Commencing at the center of said Section one and running North with Section bearing Twenty-eight (28) rods and Twenty-two (22) links to a stone 10x16- thence East in a direct line toward the center of Section Six (6) above named, until it strikes the East line of said Section one, and thence South to the South East corner of said North-east quarter, and thence West to the place of beginning, excepting however Forty acres off of and across the entire West side of all of the above described real estate, and containing, exclusive of said exception 132 acres more or less all in Hendricks County and the State of Indiana, at and for the said price of Eighteen hundred and fifteen dollars ($1815.00) and that being more than the full appraised value thereof, and he having made the best offer this guardian could obtain for the same.

The said John T. Underwood has paid this guardian the full amount of his said bid cash in hand, which money she now shows to the court, and tenders a deed conveying said real estate to the said John T. Underwood, and presents the same to the Court for its inspection and approval.

Emma B. Hall, Guardian.

Subscribed and sworn to before me this the 3rd day of April 1901.

Frank L Littleton, Notary Public.

Commission expires January 12th 1905. (Seal)

And the Court after examining said report and being sufficiently advised in the premises finds, that said report is regular and sufficient in all things and that the same ought to be confirmed and said sale in all things approved and confirmed.

It is therefore ordered adjudged and decreed by the court that said report be and the same is hereby approved and said sale be and the same is in all things approved and confirmed.

Said guardian also brings in to Court a deed of and for said real estate executed by her as such guardian to John T. Underwood the purchaser thereof, and the court after inspecting said deed approves the same and indorses his approval thereon in words and figures following towit "Approved in open court this the 3rd day of April 1901. Thomas J. Cofer Judge" and order the same delivered to said purchaser as evidence of his title.

And Court adjourned until 9 o'clock A.M. Tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Thursday Morning April 4th 1901.

Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Alfred W. Carter, Administrator of the Estate of Lillie A. Phillips, deceased.

vs

Candacy P. Wilhite, W. Frank Phillips, William Hardy, Hattie Brewer and Albert H Brewer, her husband, Edward L. McKee and Robert S McKee

No 1654

Comes now said Administrator and shows to the Court that by notice issued upon his petition filed herein and return of sheriff indorsed thereon, (which notice and return reads as follows) (Here Insert) that the defendants, William Hardy, Hattie Brewer, Edward L. McKee, and Robert S McKee have each been personally served with proper notice of the filing of this petition and when and where the same will be heard at least ten days prior to this date and to the time fixed for the hearing thereof.

And now the written assent of the defendants Candacy P. Wilhite, W. Frank Phillips to the sale prayed for in said petition and waiving notice thereof is filed and reads as follows; (Here Insert) and the defendants William F. Hardy, Hattie Brewer and Albert H. Brewer her husband now appear and file their joint and separate answers disclaiming to have any interest in the real estate set out in the plaintiffs petition in these words as follows,

"Comes now William F. Hardy, Hattie Brewer, and Albert H Brewer her husband and for their joint and separate answer to plaintiffs petition, each and all of them disclaim having any interest in the real estate described in plaintiffs said petition, or any interest whatever in the estate of said Lillie A. Phillips deceased, they having conveyed and transfered to Candacy P. Wilhite their interest in Lot seven (7) Block six (6) in the town of

Plainfield, Hendricks County, Indiana, as heirs at law of Lillie A. Phillips deceased, together with all their respective interests in the estate of said decedent.

Wm F. Hardy
Hattie Brewer
Albert H. Brewer"

And the defendants Edward L McKee and Robert S McKee being three times loudly called but come not and wholly make default.

And the said administrator now files an inventory and appraisement of the real estate described in his petition, taken and made in due form of law and reading as follows: (Here Insert) and tenders his additional bond in the penal sum of double the appraised value of said real estate, conditioned for the faithful discharge of his duties under an order in these proceedings made, and with Edward C. Crawford and John L. Gibbs resident freeholders as sureties thereon, which bond is by the Court approved.

And the said petition and issues joined thereon by the several answers thereto filed are now submitted to the Court for trial, finding and decree; and the Court having heard the evidence and being sufficiently advised in the premises finds that the personal assets of said estate are insufficient to pay and discharge the debts and liabilities thereof and that the real estate in said petition as hereinafter described is liable to be made assets in the hands of said Administrator to pay such indebtedness, and that the judgment lien of Edward L. McKee and Robert S McKee is a valid and subsisting lien upon the one fifth (1/5) interest of W Frank Phillips in said real estate, junior and subordinate to the claims against said estate, and subject to any advancements made by said decedent to her son W. Frank Phillips; that said judgment was rendered in Hendricks Circuit Court Nov. 16th, 1895 for $267.49 and costs in cause No. 6145 and is recorded in Order Book 39 page 244. The Court further finds that to make assets for the payment and liabilities of said estate it will be necessary to sell all said decedent's Real Estate.

It is therefore considered and ordered by the Court that the real estate of said decedent in said petition mentioned and described as follows, to-wit: "Lot No. seven (7) in Block No. six (6) in the town of Plainfield, Hendricks County, Indiana" be sold by said administrator at private sale without notice for not less than the appraised value thereof and on the following terms and conditions; one third of the purchase money cash in hand, one third in nine months and one third in eighteen months from date of sale, deferred payments to be evidenced by notes of the purchaser bearing six per cent (6%) interest from their date, without relief, providing for attorney fees and upon confirmation of sale, secured by mortgage on real estate sold;

That said real estate shall be sold free and discharged from the judgment lien of Edward L McKee and Robert S McKee vs W. Frank Phillips

And said administrator is required to make due report of his proceedings under the foregoing order and time is given.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Hafer Judge

Friday Morning April 5th 1901.

Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge

In the Matter of the Guardianship
of Dewry Lotka, a minor. } Appt. of Guardian.

Comes now George B. Davis and files an application for letters of guardianship upon the estate of Dewry Lotka, minor heir of Louie Lotka, deceased, said application is as follows to-wit (Here Insert).

And the Court having examined said application and said application and finding the said George B. Davis to be a proper and suitable person to be intrusted with said guardianship, does now appoint him such guardian upon the filing of bond in the sum of Two Thousand dollars with Sarah E. Davis and Benj. F. Davis surety upon said bond, which bond is now duly approved by the Court, and reads as follows; (Here insert).

And now the said George B. Davis is duly sworn to faithfully, in all things perform his duties as such guardian, according to law; and files a copy of his oath which reads as follows; (Here insert)

Whereupon letters of guardianship are duly issued to the said George B. Davis, authorizing him to take upon himself the execution of said trust.

In the Matter of the Estate
of Henry Peterson, deceased. } Settlement under $500 Law.

Comes now the executor of said estate, Noah Kellum, and files his report showing that the entire estate of said decedent, subject to administration does not exceed five hundred dollars in value and consists entirely of real estate which real estate is described in said report, and that said decedent left surviving him Polly Peterson, as his widow who is entitled to share in said estate, and who files her demand with said report that said property be set off to her as such widow, which report and demand attached thereto are in words and figures as follows; (Here Insert): and said administrator now files with said report an inventory

and appraisement of said real estate which appraisement was made by Harrison Jessup and Walter S. Kellum, two disinterested householders and freeholders of said county and who, in said appraisement appraise said real estate at four hundred fifty dollars, which inventory and appraisement are in words and figures as follows; (Here Insert)

It is therefore ordered adjudged and decreed that all the right title and interest of said decedent in said real estate at his death which real estate is described in said inventory and appraisement and in said report, filed by said executor, which real estate is described as follows: A part of the North West quarter of the North West quarter of Section Twenty (20) and a part of the North East quarter of the North East quarter of Section Nineteen (19) all in Township Fourteen (14) North, Range Two (2) East and described as follows; Beginning 11 20/100 rods West of the North East corner of said Section Nineteen, thence East on Section line 5 1 20/100 Rods, thence South with Section bearing 23 92/100 Rods witness by a sugar tree fifteen inches South Seventy-four degrees East 70 links, thence West with section bearing 77 43/100 Rods, thence North Twenty-nine degrees East to the North Line of said section 19, thence East on said line 1 22/100 Rods, thence South four and one half (4½) Rods, thence South 48¾ degrees East nine rods thence north 22¼ degrees East twelve (12) Rods to the place of beginning estimated to contain Ten (10) acres be and the same is hereby vested in said Polly Peterson, widow of said deceased, and said administrator is ordered to deliver to her all the assets of said estate in his hands; and the letters of administration in said estate heretofore granted are hereby revoked and annuled.

In the matter of the Guardianship
of Orrin S and Ora A. Osborn } Current & Final Report.

Comes now the Danville Trust Company, guardian of Orrin S. and Ora A. Osborn, minor heirs of Ahebath B. Osborn, deceased, and presents to the court a report of its doings as such guardian, wherein it shows to the court that Orrin S. Osborn is of full age and that no property of said Orrin came to the hands of said

Friday April 5th 1901 and 29th day of March Term 1901

guardian during his minority. It also shows to the Court that as guardian of Orra A Osborn it is chargeable with the sum of $386.55 and that it is entitled to credits on its vouchers filed herein in the sum of $4.23 leaving a balance on hand in the sum of $382.32

It asks that this report be approved and the trust herein continued as to Orra A. Osborn and that it be fully and finally discharged from its bond and trust as to Orrin S. Osborn.

And the Court having examined said report and being fully advised in the premises, find the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued as to Orra A and that it be fully and finally discharged from its bond and trust as to Orrin S. Osborn.

And Court adjourned until 9 oclock A. M. Tomorrow.
Record read and signed in open Court.

Thomas J. Rogers Judge

Saturday April 6th 1901 and 30th day of March Term 1901.

Saturday Morning April 6th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Rogers Judge.

In the Matter of the Estate
of Ruth Morris, Deceased } Appointment of Administrator.

Come now Morris J. Hadley, and files an Application for letters of Administration upon said Estate which application is as follows to-wit (Here Insert)

And the Court having examined said application and finding the said Morris J. Hadley to be a proper and suitable person to be intrusted with said administration, does now appoint him such administrator upon the filing of bond in the sum of $6000.00, with Luther Hadley and James P Christie as sureties thereon; which said Bond is as follows to-wit: (Here Insert)

Whereupon the said Morris J. Hadley is duly affirmed to faithfully in all things perform his duties as such Administrator and he now files a copy of said affirmation as follows to-wit (Here Insert)

And now Letters of Administration are duly issued to the said Morris J. Hadley authorizing him to proceed to the execution of his trust.

And day is given.

And Court adjourned until 9 oclock A. M. Monday
Record read and signed in open Court.

Thomas J. Rogers Judge.

Monday April 8th 1901 and 31st day of March Term 1901.

Monday Morning April 8th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge

William Taylor, Admr. of the Estate of Tobitha Taylor- deceased
vs
Martha J. Mendenhall, Lodoska E Taylor, Amanda M. Sanders Margaret Thamper and Adolphus W. Taylor
No. 1624

Comes now William Taylor, administrator of the Estate of Labitha Taylor, deceased, by Brill & Harvey, his attorneys, and files his report of sale of Real Estate which report is as follows, (Comes now William Taylor, administrator of the above named estate and respectfully submits to the Court that pursuant to the order of this Court made on the 24th day of January, 1901, as ordered by the Court he proceeded to offer for sale the Real Estate of his said decedent, mentioned in these proceedings at private sale to the highest and best bidder for not less than the appraisement, and he says that he offered the same for sale to the defendants herein under the terms and conditions of the order that also to all prospective bidders to whom he was directed and was informed that they might buy said Real Estate, but that he received no satisfactory bid therefor, nor any amount equaling the appraisement until the 8th day of April 1901 at which time Nannetta Taylor did bid therefor the sum of Four hundred dollars ($400.00) and that being a sum equal to the appraisement, and being the highest, best and only bid offered therefor, and the said administrator deeming it to be his only opportunity to sell the same, under the orders of the Court, he then and there sold to said purchaser, Nannetta Taylor, the Real Estate herein described as follows, towit:-

Beginning Twelve (12) Rods North of the East Half mile stone of Section Ten (10), Township fifteen (15) North Range one (1) East, thence North twelve (12) Rods; thence West Thirteen and one third (13⅓) Rods, thence South

Monday April 8th 1901 and 31st day of March Term 1901

twelve (12) Rods; thence East Thirteen and one third (13⅓) Rods to the place of beginning, all in Hendricks County and State of Indiana.

The said purchaser, Nannetta Taylor, then and there paid to said Administrator, under the terms and conditions of said order, the full amount of her bid, towit the sum of Four hundred dollars ($400.00) in cash for said above described real estate.

And now said Administrator reports to the Court a full and complete sale of the above described Real Estate to the said Nannetta Taylor for the sum of Four hundred dollars ($400.00) in cash and asks this his report of sale be approved in all things, and the said sale confirmed and that he be ordered to deliver to said purchaser his Administrator's deed to said Real Estate, as evidence of his said purchaser's title.

William Taylor

Subscribed and sworn to before me this 8th day of April 1901.
(Seal) Margaret L. S. Fuller
(My commission expires Oct. 20-1902) Notary Public

And the Court having examined said report, and the administrator being fully advised in the premises, now approves and confirms said report by his written endorsement thereon.

And now comes said administrator, by his attorneys aforesaid and presents to the Court his Administrator's Deed to the purchaser mentioned in said report, Nannetta Taylor, conveying to her the Real Estate mentioned therein for the sum of Four hundred dollars, the purchase price therefor.

And the Court having examined said deed now approves the same in all things, and confirms said sale, and enters his written endorsement upon said deed in the following words and figures towit, "Examined and approved in open Court, this 8th day of April, 1901- Thomas J. Cofer, Judge, H. C. C."

It is therefore finally ordered, adjudged and decreed by the Court that said sale be approved and confirmed in all things; that said purchaser, is the owner of the above described Real Estate, and the said

deed so approved by the Court is ordered delivered by this said administrator to the said purchaser as evidence of her title.

In the Matter of the Guardianship of Lewis Thornbrough } Order for Temporary Loan.

Comes now Luther Job guardian of Lewis Thornbrough and files his petition for an order to borrow money, which petition is as follows: (here insert) And the Court being sufficiently advised in the premises now orders said guardian to borrow not exceeding $300.00 until such time as he can realize from the sale of the real estate of said Lewis Thornbrough, a sum sufficient to repay the same. And said guardian is authorized to execute his note as such guardian for such loan.

James R. Edwards, Admr. of the Estate of Louis Lotka, deceased
vs
Emma Lotka, Dewey Lotka, Benj. Lotka, Augusta Lotka, Maudie Lotka Henry A Metzger, and Albert E. Metzger. } No 1649

Comes now the petitioner by his counsel S.A. Keays and on motion and leave of Court, now files his amended verified petition in the words and figures following to wit; (here insert) and it appearing to the Court by said petition and affidavit that the following additional parties are made defendants to said petition to wit, Benjamin Lotka, Maudie Lotka and Augusta Lotka, and that said defendants are necessary and proper parties defendant to said petition and that the said defendants are non-residents of the State of Indiana. It is ordered that said defendants be notified by publication as required by law of the pendency of this petition and that they be required to appear and answer said petition on Tuesday May the 14th the same being the 8th Judicial day of the next May Term of this Court and this cause is continued for publication

In the Matter of the Guardianship of Lester C. Conrad M. and Bernice B Denny } Appt. of Guardian.

Comes now Vincent Denny and files an application for letters of guardianship upon said estate, which application is as follows: (here insert)

And the Court having examined said application and finding the said Vincent Denny to be a proper and suitable person to be intrusted with said guardianship, does now appoint him such guardian upon the filing of bond in the sum of $200.00 with M. F. Brady and N. C. Swank surety upon said bond, which bond is now duly approved by the Court and reads as follows: (here insert)

And now the said Vincent Denny is duly sworn to faithfully, in all things perform his duties as such guardian according to law; and files a copy of his oath which reads as follows: (here insert)

Whereupon letters of guardianship are duly issued to the said Vincent Denny authorizing him to take upon himself the execution of said trust.

In the Matter of the Estate of Samuel W. Bell deceased } Order vesting Property in the widow. Settlement under $500 Law.

Comes now Mary A Bell, widow of the above named decedent, and the matter of the inventory and appraisement heretofore filed in this Estate on October 23rd 1899. is brought to the attention of the Court, and it appearing to the Court, from the appraisment of the property of the estate of said decedent heretofore made by Charles Sacre in concert with J. A. Terry, that the value of said Estate does not exceed $500.00 and no opposition now being made to this proceeding it is therefore ordered, adjudged and decreed by the Court, that all the title and interest of said decedent in said Estate at his death, as set forth in said inventory and appraisement be and the same is hereby vested in the said Mary A. Bell, the widow of said decedent as fully as if the same was her own separate property, as shown by court's approval endorsed as follows." Examined and approved and ordered that Property be turned over to widow April 8th 1901" Thomas J. Cofer Judge."

Monday April 8th 1901 and 31st day of March Term 1901.

In the Matter of the Estate of } Sett. under $500.00 Law.
S. N. McAmnich, deceased. } Order vesting property in Widow

Comes now Agnes McAmnich widow of the above named decedent, and the matter of the inventory and appraisement heretofore filed in this Estate on December 29th 1898, is brought to the attention of the Court, and it appearing to the Court from the appraisement of the property of the estate of said decedent heretofore made by W.N. Lakin and E.P. Thompson that the value of said Estate does not exceed $500 and no opposition now being made to this proceeding it is therefore ordered, adjudged and decreed by the Court, that all the title and interest of said decedent in said inventory and appraisement be and the same is hereby vested in the said Agnes McAmnich, the widow of said decedent as fully as if the same was her own separate property, as shown by the Courts Approval endorsed as follows "Examined and Approved and ordered that property be returned to widow Thomas J. Cofer Judge"

In the Matter of the Estate of } Settlement under $500 Law
John C. Matlock, deceased, } Order vesting property in the Widow.

Comes now Louisa Matlock, widow of the above named decedent, and the matter of the inventory and appraisement heretofore filed in this Estate on August 27th 1898, is brought to the attention of the Court, and it appearing to the Court from the appraisement of the property of the estate of said decedent heretofore made by Wm H. Nichols in concert with James M. Frank that the value of said Estate does not exceed $500.00 and no opposition now being made to this proceeding it is therefore ordered, adjudged and decreed by the Court, that all the title and interest of said decedent in said Estate at his death as set forth in said inventory and appraisement be and the same is hereby vested in the said Louisa Matlock, the widow of said decedent as fully as if the same was her own separate property as shown by the Courts approval endorsed as follows "Examined and Approved and ordered that property be turned over to widow. Thomas J. Cofer Judge"

Monday April 8th 1901 and 31st day of March Term 1901.

In the Matter of the Guardianship } Current Report.
of Harry L Gladden, a minor }

Comes now Charles M. Gladden guardian of Harry L. Gladden, minor heir of Albert L Gladden, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as such guardian he is chargeable with the sum of $155.56 and that he is entitled to credits on his vouchers filed herein in the sum of $27.30 leaving a balance on hand in the sum of $127.26.

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

In the matter of the Guardianship } Current Report.
of Enie E. Eastes, a minor }

Comes now Margaret A. Eastes, guardian of Enie E. Eastes, minor heir of George T. Eastes deceased, and presents to the Court a report of her doings as such guardian, wherein she shows that as such guardian she is chargeable with the sum of $108.40, and that she is entitled to credits on her vouchers filed herein in the sum of $14.83, leaving a balance on hand in the sum of $93.57.

She asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that said report ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

Monday April 8th 1901 and 31st day of March Term 1901.

In the Matter of the Guardianship
of Mabel S. Brewer, a minor } Current Report.

Comes now Elijah Brewer guardian of Mabel S. Brewer, minor heir of Edsworth Brewer, deceased, and presents to the Court his doings as such guardian wherein he shows that as such guardian he is chargeable with the sum of $661.62, and that he is entitled to credits on his vouchers filed herein in the sum of $24.99, leaving a balance on hand in the sum of $636.63

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Hoffer Judge

Tuesday, April 9th 1901 and 32nd day of March Term 1901.

Tuesday Morning April 9th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Hoffer Judge.

In the Matter of the Estate
of Wm R. Barker, deceased } Appointment of Administrator

Comes now Eddie E. Blair and files the relinquishment of the widow of said decedent, to administer on said estate which relinquishment is as follows (Here insert) He also files an application for letters of Administration upon said Estate which application is as follows, to-wit; (Here insert)

And the Court having examined said application and finding the said Eddie E. Blair to be a proper and suitable person to be intrusted with said administration, does now appoint him such administrator upon the filing of bond in the sum of $5000.00 with Clark Blair as surety thereon; which said Bond is as follows to-wit; (Here Insert)

Whereupon the said Eddie E. Blair is duly sworn to faithfully perform his duties as such Administrator, and he now files a copy of said oath as follows, to-wit (Here insert)

And now letters of Administration are duly issued to the said A. M. Eddie E. Blair authorizing him to proceed to the Execution of his trust.

And day is given

In the Matter of the Guardianship
of Sophia & Emile Mills, minors } Current Report.

Comes now Elwood Stanley, guardian of Sophia & Emile Mills, Minor heirs of William M. Mills, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as such guardian he is chargeable with the sum of $2645.77, and that he is entitled to credits on his vouchers filed herein in the sum of $1138.51, leaving a balance on hand in the sum of $1507.26.

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

In the Matter of the Estate of
Francis M. Surber, deceased } Final Report.

Comes now A. A. Surber, administrator of the Estate of Francis M. Surber, deceased, by Brill & Harvey his attorneys, and shows to the court and files an affidavit of W. A. King, Editor of the Kendricks Co. Gazette a public weekly newspaper of general circulation printed and published in the county of Kendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 7th day of March 1901 and the last on the 14th day of March 1901, Said affidavit reads as follows:-(Here insert) And he also files the affidavit of George N. Brill, from which it appears that a like notice was posted at the door of the court house in Kendricks county on the 4th day of March 1901, said affidavit reads as follows:-(Here insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the Clerk of this Court on the 4th day of March 1901 and by endorsement in writing on the back thereof was set for hearing on the 29th day of March 1901. The Court also finds said administrator chargeable with the sum of $814.35 and that he is entitled to credits on his vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged, and decreed by the Court.

In the matter of the estate of
Virginia Darnell, deceased. } Final Report.

Comes now George W Decarce Executor of the estate of Virginia Darnell, deceased, and shows to the Court and files an affidavit of Julian D Hogate, Editor of the Kendricks County Republican a public weekly newspaper of general circulation printed and published in the County of Kendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 28th day of February 1901, and the last on the 4th day of March 1901, said affidavit reads as follows:-(Here insert) And the also files the affidavit of James L. Clark, from which it appears that a like notice was posted at the door of the Court House in Kendricks County on the 27th day of February 1901. Said affidavit reads as follows:-(Here insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the Clerk of this Court on the 27th day of February 1901, and by an endorsement in writing on the back thereof was set for hearing on the 22nd day of March 1901. The Court also finds that no money came into the hands of this Executor, that James L Darnall has paid the Court costs of this estate, the executor charges and his attorneys fees. The court finds said report correct and the same ought to be approved.

It is therefore ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said Executor is fully and finally discharged from his bond and trust. All of which is finally ordered, adjudged and decreed by the Court.

In the matter of the Guardianship
of John O. Wishard Jr. } Final Report.

Comes now Mary A Hammond

Tuesday April 9th 1901 and 32nd day of March Term 1901.

guardian of John A. Wishard, Jr. minor heir of George Hammond, deceased, and presents and files a final settlement report as such guardian wherein she shows that she is chargeable with $219.45 and is entitled to credits herein in the same amount.

The said guardian would further show to the Court, that said ward, who is her grand child is making his home with her, and she expects him to continue to do so.

She now asks that this report be approved and that she be discharged from her bond and trust.

And the Court having examined said report and being fully advised in the premises find the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that the said guardian herein be, and she is fully and finally discharged from her bond and trust.

All of which is finally adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A. M tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Wednesday April 10th 1901 and 33rd day of March Term 1901

Wednesday Morning April 10th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge

In the matter of the guardianship of Daisey and Nordis Job, Minors } Current and final Report.
Comes now Nettie B. Job guardian of Daisey and Nordis Job, minor heirs of Allen Job, deceased, and presents to the Court a report of her doings as such guardian, wherein she shows that as guardian of Daisy Job she is chargeable with the sum of $652.21, and she is entitled to credits herein in the same sum. And as guardian of Nordis Job. she is chargeable with the sum of $733.98 and is entitled to credits on her vouchers filed herein in the sum of $31.28 leaving a balance on hand in the sum of $702.70. She further shows to court that Daisey Job is of full age.

She asks that this report be approved and the trust herein continued as to Nordis Job and that she be fully and finally discharged from her bond and trust as to Daisey Job.

And the Court having examined said report, and being fully advised in the premises, finds the same in all things correct, and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued as to Nordis Job and discharged as to Daisey Job

In the matter of the Guardianship of Eleanor, Mary, and Paul Gregg minors } Current Report.
Comes now Washington Gregg guardian of Eleanor, Mary, and Paul Gregg minor heirs of Wm Rogers and Harriet Rogers Gregg, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as guardian of Eleanor Gregg he is chargeable with $151.86, and is entitled to credit on his vouchers filed herein in the sum of $135.00 leaving a bal-

Wednesday April 10th 1901 and 33rd day of March Term 1901.

ance on hand in the sum of $16.86. And as to Mary Gregg he is chargeable in the sum of $151.86 and is entitled to credit on his voucher filed herein in the sum of $25.00 leaving a balance on hand of $126.86. And as to Paul Gregg he is chargeable in the sum $151.86, and reporting no expenditure leaves a balance on hand in the sum of $151.86.

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

In the Matter of the Estate of Martin H Dorsett deceased } Set. under $500.00 Law.

Comes now the Administrator by Miles and Easley, his attorneys and files his final report herein showing that the whole amount with which he is chargeable is $404.80, that he has paid all expenses of administration and all preferred claims against said estate and the remainder thereof he has paid to the widow of said decedent. And it appearing to the satisfaction of the Court, that the whole value of the estate left by said decedent is less than $500.00, the Court now approves said report and orders said Administrator discharged from his trust.

Ordered by the Court that all causes; reports, both of Estates and Guardianships, and all pleas, motions, demurrers etc., not disposed of at the present Term of this Court be continued to the May Term 1901 of said Court.

And Court adjourned until Court in course.

Thomas J. Cotton
Judge

Vacation

In the Matter of the Estate of Born Vaught, deceased. } Appointment of Administrator

Be it remembered that on this 30th day of April 1901, L. M. Christie filed in the office of the clerk of the Hendricks Circuit Court, an application for letters of Administration upon said Estate, which application is as follows, towit (here insert)

And the clerk having examined said application, and finding the said L. M. Christie to be a proper and suitable person to be intrusted with said administration, does now appoint him, such administrator upon the filing of bond in the sum of $200.00 with N. N. Underwood and W. E Christie as surety thereon; which said bond is as follows, towit: (here insert).

Whereupon the said L. M Christie is duly sworn to faithfully in all things perform his duties as such administrator, and he now files a copy of said oath as follows, towit (here insert)

And now Letters of Administration are duly issued to the said L. M. Christie, authorizing him to proceed to the execution of his trust.

And day is given

Vacation

In the Matter of the estate
of Joseph Wood, deceased } Appointment of Administratrix

Be it remembered that on the 1st day of May 1901, Christena Wood, wife of said deceased, filed in the office of the clerk of the Hendricks circuit Court an application for letters of Administration upon said Estate, which application is as follows, towit (here insert)

And the clerk having examined said application and finding the said Christena Wood to be a proper and suitable person to be intrusted with said administration, does now appoint her such administratrix upon the filing of bond in the sum of $2800.00 with A. S. McCormick and Samuel Ensminger as surety thereon; which said bond is as follows, towit (here insert).

Whereupon the said Christena Wood is duly sworn to faithfully in all things perform her duties as such administratrix. And she now files a copy of said oath as follows, towit; (here insert)

And now letters of administration are duly issued to the said Christena Wood authorizing her to proceed to the execution of her trust

And day is given

Monday morning May 6th 1901.

Pleas and proceedings had in the Hendricks Circuit Court, within and for Hendricks County and State of Indiana, at the May Term 1901, which Term of said Court was begun and continued at the Court House, in the town of Danville in the County and State aforesaid, commencing on Monday the 6th day of May 1901, that being the time fixed by Law for holding said term of said Court.

Present: Honorable Thomas J. Cofer, sole Judge, Jim E. Dougan, Clerk thereof; and A. A. Figg, Sheriff of said County.

Whereupon said Sheriff proclaimed said Court open according to Law; and the following proceedings were had; towit;

In the matter of the Estate
of Joseph Wood, deceased } Clerks Report.

The undersigned, Clerk of the Circuit Court of Hendricks County, in the State of Indiana, respectfully reports to said Court in the matter of the Estate of Joseph Wood, deceased, late of said County of Hendricks, that on the 1st day of May A. D. 1901, Letters of Administration on said Estate were duly issued and granted by the undersigned, as such Clerk, to Christena Wood. That the undersigned took a Bond from said Christena Wood with A. S. McCormick and Samuel Ensminger as surety thereon, in the penalty of twenty-eight hundred dollars, dated and executed on the 1st day of May 1901 the said Christena Wood filed a petition and affidavit showing the time of death of said Joseph Wood deceased, also the amount of the Personal Estate of said deceased to be administered, and took and subscribed and filed the qualification required by Law, and that the undersigned thereupon issued such Letters of Administration in due form of Law, and delivered them to the said Christena Wood and that the undersigned made a record of all such proceedings as required by Law. All of which is respectfully

submitted for confirmation and adoption by this Court, this 6th day of May 1901. Jim E. Dougan Clerk C. C. Hendricks County.

And the Court having examined said report endorses his approval thereon as follows towit; "Examined and approved, the 6th day of May 1901. Thomas J. Cofer Judge"

In the matter of the Estate
of Born Vaught, deceased } Clerks Report.

The undersigned, Clerk of the Circuit Court of Hendricks County, in the State of Indiana, respectfully reports to said Court in the matter of the Estate of Born Vaught, deceased, late of said County of Hendricks, that on the 30th day of April A. D. 1901, Letters of Administration on said Estate were duly issued and granted by the undersigned, as such Clerk, to L. M. Christie. That the undersigned took a Bond from said L. M. Christie with W. E. Christie and N. N. Underwood surety thereon, in the penalty of Two hundred dollars, dated and executed on the 30th day of April A. D. 1901, the said L. M. Christy filed a petition and affidavit showing the time of death of said Born Vaught deceased, also the amount of the Personal Estate of said deceased to be administered, and took and subscribed and filed the qualification required by Law, and that the undersigned thereupon issued such Letters of Administration in due form of Law, and delivered them to the said L. M. Christie and that the undersigned made a record of all such proceedings as required by Law. All of which is respectfully submitted for confirmation and adoption by this Court, this 6th day of May 1901.

Jim E. Dougan Clerk C. C. Hendricks County

And the Court having examined said report endorses his approval thereon as follows towit; "Examined and approved, the 6th day of May 1901. Thomas J. Cofer Judge"

In the matter of the Estate
of Alva Herring, deceased } Settlement under #5000 Law.

Upon the final hearing and disposition of the estate of Alva Herring, the court finds that said estate as set forth in a petition by the widow "Viola Herring" of said Alva Herring deceased and by the

appraisement thereof returned, that said estate both personal and real is worth less than Five Hundred dollars. It is therefore adjudged and decreed, that all the title and interest in said Property both personal and real of said decedent, be and is hereby vested in said widow of Alva Herring as her individual property, subject only to such debts, which are by law a lien on said Property, and I hereby direct that no letters be issued in said estate of Alva Herring.

In the matter of the estate of
Leatha E. Huddleston, et al,
heirs of Elizabeth Huddleston,
deceased, Fielding Huddleston
guardian. } Land Sale

Comes now Fielding Huddleston, guardian of the minor heirs of Elizabeth Huddleston, deceased, and files the following Petition for the sale of certain Real Estate belonging to Laura A. and Everett W. Huddleston, minors, and which Petition is as follows towit:- Comes now Fielding Huddleston and represents to the Court that his wards, Leatha E. and Nanni Huddleston have reached the age of twenty-one years and that he has fully and finally settled with the Court as to them; that he says that his other wards, towit- Laura A. and Everett W. Huddleston are still minors under the age of twenty-one years and that he is their duly qualified and acting guardian.

That said minors are the children of this guardian; that the said Laura A. and Everett Huddleston together with the said Leatha E. are the owners of the following described Real Estate, situated in Hendricks County and State of Indiana, together with other lands, towit: All that part of the North West quarter of the South East quarter of Section Four (4), Township Sixteen (16) North Range one (1) East that lies North of the I. B & W Rail Road, in Hendricks County and State of Indiana. 4 67/100 acres more or less

That said Real Estate is a strip of land 1031 feet and 10 inches in length and on the East end

thereof is 396 feet and 4 inches and from the South East corner thereof to the North West corner thereof, said land runs to a point and crosses the line of the North boundary thereof; that he believes it would be to the best interests of his said wards to sell said strip of ground for the reason, that the same is in the irregular shape described, and is separated from the other lands of the petitioner's wards by said Rail Road right of way.

He further says to the Court that the said Laura A. Huddleston is willing to join with him in the conveyance of said Real Estate and that she believes also that it would be to the best interest of all the parties concerned that said lands be sold and the proceeds of 1/3 thereof be turned over to the said Leatha and 2/3 thereof to this guardian.

Wherefore said guardian asks an order to sell the interest of said minors in said Real Estate and for all proper relief under these allegations.

Fielding Huddleston

Subscribed and sworn to this 6th day of May 1901
(Seal) Geo. C. Hardy Notary Public
My Commission expires Mar 7th 1905.

And the Court being sufficiently informed and advised in the premises now grants the petition as prayed for, and orders all that portion of the said minors lands described in petition first appraised and for that purpose the Court appoints Willard Beaman and Henry S. Eaton, two competent and reputable appraisers for that purpose; and now comes said guardian and files the appraisement made by the said Willard Beaman and Henry S. Eaton, and which appraisement is now examined by the Court and is in all things approved and confirmed and is as follows, towit (Here Insert)

And now the Court being sufficiently informed and advised in the premises orders said Real Estate sold by the guardian, at private sale for cash and that he report this doings in the premises to the Court for the Court's final action and approval after having given a bond in the sum of Two Hundred Fifty dollars conditioned for the faithful performance of

Monday May 6th 1901 and 1st day of May Term 1901

his trust in the premises.

And now comes said guardian and files his bond in the sum of Two hundred fifty dollars, with George W. Brill and George C Harvey as his sureties thereon, and which bond is now approved and is in words and figures following towit, (Here Insert)

In the matter of the
estate of Leatha E Huddleston
et al, heirs of Elizabeth
Huddleston, deceased, Fielding
Huddleston guardian } Land Sale-Final Entry

comes again Fielding Huddleston, guardian of Laura A and Everett W. Huddleston and files his report of sale of the Real Estate heretofore ordered sold by this Court, which report is as follows, towit: comes now Fielding Huddleston, guardian of Laura E. and Everett W Huddleston, minor heirs of Elizabeth Huddleston, deceased, and shows to the court that pursuant to the order of the court heretofore made in the premises, after having had a portion of the Real Estate of said minors appraised, and after having given bond to secure the purchase price to said minors for the sale thereof, he proceeded under the orders of the court to offer said Real Estate for sale at private sale without notice, to the highest bidder for cash and at not less than the appraisement, and that Henry E. Holloway, did then and there bid for the lands described in the petition herein towit- All that part of the North-West quarter of the South-East quarter of Section Four (4) Township Sixteen (16) North Range one (1) East that lies North of the I. B. & W. Rail Road in Hendricks County and State of Indiana containing Four and Sixty-eight hundredths acres more or less, the sum of One Hundred eighty seven dollars and twenty cents for the whole thereof; and for the interest of his said wards, Laura A. and Everett W Huddleston, the sum of one hundred twenty-four dollars and eighty cents, and that being the highest and best bid offered therefor, I then and there sold to said purchaser Henry E Holloway the said two thirds

Monday May 6th 1901 and 1st day of May Term 1901.

interest for one hundred twenty-four dollars and eighty cents which he then and there paid to me in cash.

And Leatha E. Huddleston being of full age and being the owner of the other one third interest in said land and being satisfied with the purchase price thereof, offered by said purchaser, is now ready and willing to join in a conveyance thereof to said purchaser.

And now comes said guardian and tenders to the court his Guardian's Deed for said Real Estate conveying the two thirds interest thereof and also signed by the said Leatha E. Huddleston of full age and unmarried conveying said lands to the said purchaser.

He asks that this report of sale be approved and for an order directing him to deliver said Deed to the said purchaser, Henry E. Holloway as an evidence of his title.

Fielding Huddleston

Subscribed and sworn to this 6th day of May 1901
Geo. C. Harvey Notary Public.
(Seal)
My Commission expires Mar. 7/1905

And the court being sufficiently informed and advised in the premises now approves said report in all things, and now said guardian tenders to the court his Guardian's Deed for said Real Estate, which Deed is also signed by Leatha E Huddleston, an adult who is the tenant in common with said minors to 1/3 of said Real Estate, conveying to the purchaser, Henry E. Holloway, the Real Estate so purchased by him, as shown by the report of sale; and which Deed is now presented to the court, examined and approved by written endorsement thereon as follows "Examined and approved in open court this 6th day of May, 1901, Thomas J. Cofer, Judge of the Hendricks Circuit Court" And now said Deed is ordered delivered to the purchaser as evidence of the purchaser's title, which is accordingly done

In the matter of the Guardianship
of Elizabeth Miller } Appointment of Appr.

comes now William Frank

Miller, Guardian of Elizabeth Miller, ward herein, and files his petition for the sale of said real estate, in the words and figures following, towit: (Here Insert)

And the Court having inspected said petition, and finding the apparent propriety of the sale prayed for, now appoints Harry W Drury and Isaac N Harlan, resident freeholders of Marion County, Indiana, appraisers to appraise the same, and they are directed, after taking the oath, required by law, to proceed in the discharge of their duties, and make report of their proceedings, during the present term of this court; and the certificate of their said appointment is now issued to them.

In the matter of the Guardianship, No. 1658.
of Elizabeth Miller, an infant } Order to sell Real Estate

William Frank Miller, having heretofore filed his petition praying an order of sale of certain real estate in Marion County, in the State of Indiana, particularly described in said petition, which petition is verified by the oath of said guardian, the Court now being satisfied of the propriety of said guardian selling said real estate, which is an undivided interest merely in a sale hereafter to be made by Conrad Bruder, Trustee under the last will and testament of Elizabeth Waterman, deceased, does now appoint Harry W Drury and Isaac N. Harlan, freeholders of Marion County, Indiana, wherein such real estate is situate, to appraise such real estate.

And now the Court causes to be issued to said appraisers a certificate of their appointment with an inventory of said real estate therein, which certificate of appointment is as follows, towit: (Here Insert)

And now come said appraisers, Harry W. Drury and Isaac N Harlan and show to the Court that they were duly sworn fairly and impartially to appraise said real estate at its fair cash value, which oath was endorsed on said certificate; and such appraisers file herein their appraisement showing that they appraised

the parcel in said inventory described in paragraph 1 at $241.67 and the parcel described in said inventory in paragraph 2 at $200.00; making the total appraisement of said real estate the sum of $441.67/100.

And the Court finding that said appraisement is in writing, signed by said appraisers, now requires said guardian to execute bond herein with sufficient freehold sureties, payable to the State of Indiana, with a penalty at least double the appraised value aforesaid, with a condition to faithfully discharge all his duties, and to account for all moneys arising from such sale, according to law.

Now come said guardian and files herein his bond, in pursuance of the order, aforesaid signed by himself, as principal, and by Allen Rose, and Francis M. Alexander, as sureties in the penalty of more than double the appraised value, $1000, conditioned for the faithful discharge of the duties of said guardian according to law, etc., which bond is by the Court approved

And now the Court being sufficiently advised in the premises orders said guardian to sell said real estate, which being of the value of less than $1000, shall be sold at private sale, without notice, and thereupon the said guardian may sell the same for a sum not less than the appraised value thereof; at least 1/3 of the purchase money, being paid in cash, and the balance in two equal installments, payable at times not later than 9 and 18 months after date of sale, And the said guardian is authorized to join in the sale with said Trustee, Conrad Bruder upon similar terms, and to execute his deed as guardian therefor, and may receive said ward's share of the purchase money from said trustee,

The description of the real estate to be sold is as follows, towit; all in Marion County in the State of Indiana,

Par. 1. The undivided 1/4 of 3/3 of 70 feet off the South end of Lot No. 4 in Henry S Wilson's Subdivision of Out Lot No 3 in the city of Indianapolis,

Par. 2. Also, the undivided 1/8 of 3/3 of a tract, beginning at the North East corner of the Lot of two (2) acres,

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marked "A" on the approved plat of the town of Indianapolis, on file in the Recorders office of said Marion County; thence South on the line of said lot 70 feet; thence West parallel with the North line of said lot 50 feet; thence North parallel with the East line of said lot 70 feet to the North line of said lot; thence East 50 feet to the point of beginning, in the city of Indianapolis being in each case, all the interest that said ward held in said real estate.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court

Thomas J. Cofer
Judge

Tuesday, May 7th 1901 and 2nd day of May Term 1901

Tuesday Morning May 7th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge

Alfred W. Carter, Administrator,
of the estate of Lillie A. Phillips,
deceased

vs

Candacy P. Wilhite, N. Frank Phillips, William Hardy, Hattie Brewer, and Albert H. Brewer her husband, Albert L. McKee and Robert S. McKee.

No. 1654. Report of Land Sale.

Comes now Alfred W. Carter, Administrator of said estate and files the following verified report of the sale of certain real estate heretofore ordered in this proceeding sold at private sale (Here Insert).; and the Court having examined the same and being sufficiently advised finds that said Administrator sold said real estate in his report and the former order of this Court described, at private sale to Benjamin F. Wood for the sum of eight hundred dollars $800.00, being the highest and best bid therefor and more than the full appraised value thereof.

And the Court further finds that the said purchaser has complied with the terms of said sale, paying cash therefor, and the Court being satisfied that in the interests of said estate said sale ought to be approved, now in all things ratifies and confirms the same, together with all the acts of said Administrator as reported by him, And the said Administrator is now ordered to execute his Deed conveying said real estate so sold to said purchaser, "Being Lot No. seven (7) in Block No. six (6) in the town of Pittsfield, Hendricks County, Indiana", which Deed is now reported by said Administrator, and being examined, is approved by the Court and delivered to said purchaser.

And this proceeding is adjudged finally disposed of.

Tuesday May 7th 1901 and 2nd day of May Term 1901

In the matter of the estate
of John R. Werr, deceased } Confirmation of sale of Per. Property.

Comes now John L. Gunn,
administrator of said estate, and files the following report of the private sale of certain personal property therein described (Here Insert); and the Court having examined the same, together with the exhibits therewith filed, and being sufficiently advised in the premises, finds that said administrator, after giving notice of such sale as required by the order of this Court authorizing the same, sold such property to the several purchasers in the report named, for the full appraised value thereof and that said purchasers have paid to said administrator, in cash, the full amounts of their respective bids; that the wheat was sold to the Prewitt & Barrett Grain Co. on the following offer towit;

To John L. Gunn, administrator of the estate of John R. Werr, deceased,

I offer for 51 bushels and 21 lbs. No 2 wheat, subject to insurance and storage charges from July 20 1899, $27.80

On 273 bushels and 10 lbs No. 3 wheat, subject also to insurance and storage charges from July 20, 1899 $137.05

Total $164.85

Prewitt & Barrett Grain Co.;

That 82 shocks of corn was sold to John Tucker for $3.00; that the cow and Jersey calf included in said order for the sale of personal property at private sale was not sold for want of sufficient bid.

And the Court now in all things approves the said report and ratifies said sale, and the title to said property so sold is vested and confirmed in the several purchasers named in said report.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Boyer
Judge

Wednesday May 8th 1901 and 3rd day of May Term 1901

Wednesday Morning May 8th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Boyer, Judge.

In the matter of the Guardianship
of Wm B. Craven, a minor } Current Report.

Comes now George W. Millikin.
guardian of Wm B. Craven, minor heir of A. H. Richardson, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as such guardian he is chargeable with the sum of $317.18, and that he is entitled to credits on his vouchers filed herein in the sum of $14.42, leaving a balance on hand in the sum of $302.76

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Boyer
Judge

Thursday Morning May 9th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

In the matter of the Estate
of Michael Kendrick, deceased } Probate of Will.

Comes now Simpson Burgin and James M. Harmon, and presents to the Court in open court a paper purporting to be the last will and testament of Michael Kendrick deceased, and asks that the same be proven and allowed as the last will and testament of said decedent. Said will is in the words and figures following towit:- (Here Insert).

And at the same time came Simpson Burgin and James M. Harmon both of the subscribing witnesses to said paper and being duly sworn say that they were present and saw Michael Kendrick sign his name to said paper and at the same time they heard him declare that the said paper was his last will and testament; that they signed the same as witnesses in his presence and in the presence of each other; that at the time the said Michael Kendrick signed said paper he was of the full age of twenty-one years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint.

And the court being satisfied from the evidence now finds that said paper is the last will and testament of the said Michael Kendrick and that the same ought to be allowed and probated as such.

It is therefore adjudged by the Court that said instrument above set out is the last will and testament of Michael Kendrick and the same is now hereby admitted to probate as such, and the clerk of this court is hereby ordered to spread the same of record in the Records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Guardianship }
of Elizabeth Miller, a minor } Report of sale

Comes now William Frank Miller, Guardian herein, and files his report herein, showing that he has executed a deed of the real estate described in his petition hereinbefore filed, which report is in the words and figures following, towit: William Frank Miller, respectfully reports to the Court that in pursuance of the order of the Court herein before entered, and in consideration of the sale of the real estate in said order described, by Conrad Bruder, Trustee under the trusts created and established by the last will and testament of Elizabeth Waterman, deceased, and in consideration of the receipt by the trustee of the sum of $441.67, the full appraised value of the interest in said real estate belonging to the ward herein, Elizabeth Miller, the said guardian executed and delivered to Orvel H. Smith and Susan Smith, husband and wife of Marion County, in the State of Indiana, to whom such sale was made and by whom said consideration was paid, a deed conveying to said Orvel H. Smith and Susan Smith, husband and wife, the following described real estate in Marion County, in the State of Indiana, towit:

The undivided one eighth (1/8) of two thirds (2/3) of Seventy (70) feet off the South end of Lot number Four (4) in Henry S. Wilson's Subdivision of out Lot Sixty-three (63) in the city of Indianapolis; and also the undivided one eighth (1/8) of two thirds (2/3) of a tract beginning at the North East corner of the lot of Two (2) acres marked "H" on the approved plat of the town of Indianapolis, on file in the Recorder's office of said Marion County; thence South on the line of said lot 70 feet; thence West parallel with the North line of said lot 50 feet; thence North parallel with the East line of said lot 70 feet to the North line of said lot; thence East 50 feet to the point of beginning, in the city of Indianapolis; and all the interest and estate in said real estate owned and held by said Elizabeth Waterman, the ward herein. And the said guardian herewith presents the deed aforesaid for confirmation by this Court.

And the said guardian having been duly sworn on his oath says: that the statements foregoing are true in substance and fact.

William Frank Miller

Thursday May 9th 1901 and 4th day of May Term 1901.

Guardian of Elizabeth Miller, a minor
Subscribed and sworn to by William Frank Miller, before me a notary public, within and for the county of Marion and State of Indiana, this 7th day of May, 1901
(Seal) My notarial commission will expire December 14, 1902. Witness my hand and notarial seal.
Thomas D McGee
Notary Public

And the court being sufficiently advised in the premises approves and confirms said deed, and orders the same to be delivered to Orval K. Smith and Susan Smith the purchasers thereof.

In the matter of the Estate
of Charles Channing, deceased. } Appointment of Administrator
Comes now John D Adair, and files presents to the court the written request of Delpha A Channing widow of said decedent, wherein she asks that John D Adair be appointed Administrator of the estate Charles Channing; he also files an application for letters of administration upon said Estate, which request and application are as follows, towit (Here Insert)

And the court having examined said application and finding the said John D Adair to be a proper and suitable person to be intrusted with said administration, does now appoint him, such administrator upon the filing of bond in the sum of $2000.00 with Joseph D Wynn and Jacob K. Fleece as surety thereon; which said bond is as follows, towit; (Here Insert)

Whereupon the said John D. Adair is duly sworn to faithfully in all things perform his duties as such administrator, and he now files a copy of said oath as follows, towit; (Here Insert)

And now letters of administration are duly issued to the said John D Adair, authorizing him to proceed to the execution of his trust. And day is given.

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court.
Thomas J Cofer Judge

Friday May 10th 1901 and 5th day of May Term 1901.

Friday morning May 10th 1901
Court met pursuant to adjournment.
Present: Honorable Thomas J. Cofer, Judge.

In the matter of the Guardianship
of Roxana Newby, a person of unsound mind } Appt. of Guard.
Comes now John E. Newby and files an application for letters of guardianship upon the property of Roxana Newby of unsound mind, heir of Stephen Newby deceased. said application is as follows, towit: (Here Insert)

And the court having examined said application and finding the said John E. Newby to be a proper and suitable person to be intrusted with said guardianship, does now appoint him such guardian, upon the filing of bond in the sum of Two hundred dollars, with David Newby and William A. Mills surety thereon, which bond is now duly approved by the court, and reads as follows (Here Insert)

And now the said John E. Newby is duly sworn to faithfully, in all things perform his duties as such guardian according to law; and files a copy of his oath which reads as follows; (Here Insert)

Whereupon letters of guardianship are duly issued to the said John E. Newby authorizing him to take upon himself the execution of said trust.

Martha Ella Burnett
vs } No. 1656
Est. Louisa J. Tucker deed.
Comes now the parties by counsel, and by agreement of all parties concerned this claim is allowed to the said claimant, Martha Ella Burnett in the sum of $550.00.

It is therefore considered, adjudged and decreed by the court that the plaintiff recover of and from the defendant the sum of $550.00.

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court.
Thomas J Cofer Judge

Saturday May 11th 1901 and 6th day of May Term 1901

Saturday Morning May 11th 1901,
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge.

Jesse Berson
vs
Est. Gabrial Berson,
deceased,
} No. 1659.

Comes now the claimant herein, by counsel and upon his own motion this cause is dismissed at his costs, and costs are paid.

Estate of Jacob C.
Blacklidge, deceased } Settlement under $500 law.

Be it Remembered, that on the 16th day of March 1901, the same being the 12th judicial day of the March Term 1901, of the Hendricks Circuit Court, begun, held and continued at the Court House in Hendricks County, and State aforesaid, commencing on Monday, the 4th day of March 1901, before the Honorable Thomas J. Cofer Judge of said Court, the following proceedings were had in said cause towit:

Comes Margaret J. Blacklidge widow of Jacob C Blacklidge deceased, and it is shown to the Court by the affidavit and inventory heretofore filed by Margaret J. Blacklidge, towit; on the 16th day of March 1901, that the estate of said decedent is not worth over the sum of Five hundred (500) dollars.

It is therefore ordered and decreed by the Court that said personal property described as follows, towit:

Two hundred and Ten Dollars ($210.00) deposited in The First National Bank of Danville, Indiana, all mentioned and described in said petition and inventory, be and the same is hereby vested absolutely in the said Margaret J. Blacklidge widow of the said Jacob C. Blacklidge deceased.

And the Court further order that no letters of administration shall issue upon said estate.

And Court adjourned until 9 oclock A.M. Monday
Record read and signed in open Court

Thomas J. Cofer Judge

Monday May 13th 1901 and 7th day of May Term 1901.

Monday Morning May 13th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge,

Alva Warren, guardian etc,
vs
John K. Edwards, exr., etc.
} No. 6951.

Comes now the defendant by counsel and files a motion to make the complaint herein more specific, said motion is as follows; towit; -(Here insert) And the Court having examined said motion and being fully advised in the premises sustains the same, to which ruling of the Court the plaintiff at this time excepts.

And Court adjourned until 9 oclock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Tuesday May 14th 1901 and 8th day of May Term 1901

Tuesday Morning May 14th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge.

In the matter of the Guardianship of Hubert E. Brown } Partial Report.

Comes now Levi N. Brown guardian of Hubert E. Brown, minor heir of W. S. Brown and presents to the court a report of his doings as such guardian, wherein he shows that as such guardian he is chargeable with the sum of $25.11.95, and that he is entitled to credits on his vouchers filed herein in the sum of $189.95 leaving a balance on hand in the sum of $23.22.00.

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, find the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Wednesday May 15th 1901 and 9th day of May Term 1901

Wednesday Morning May 15th 1901
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer. Judge.

In the matter of the Guardianship of Lonie D. Lumpkins } Partial Report.

Comes now Nancy A. Lumpkins guardian of Lonie D Lumpkins, minor heir of Charles J. Lumpkins and presents to the Court a report of her doings as such guardian, wherein she shows that as such guardian she is chargeable with the sum of $118.58, and that she is entitled to credits on her vouchers filed herein in the sum of $21.00 leaving a balance on hand in the sum of $97.58

She asks that this report be approved and the trust herein be continued.

And the Court having examined said report and being fully advised in the premises, find the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Thursday May 16th 1901 and 10th day of May Term 1901.

Thursday Morning May 16th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Estate
of Lewis Thornbrough decd. } Appointment of Administrator.

Comes now Fielding Huddleston and files in the office of the clerk of the Hendricks Circuit Court, the request of Albert Thornbrough, son of said decedent, wherein he asks that said Fielding Huddleston be appointed Administrator to the estate of Lewis Thornbrough, said request is as follows (Here Insert) And the Court having examined said application and finding the said Fielding Huddleston to be a proper and suitable person to be intrusted with said administration, does now appoint him, such administrator upon the filing of bond in the sum of $500.00 with B. A. Griffith and Leatha E. Huddleston as surety therein; which said bond is as follows, towit (Here Insert)

Whereupon the said Fielding Huddleston is duly sworn to faithfully in all things perform his duties as such Administrator, and he now files a copy of said oath as follows towit (Here Insert)

And now letters of administration are duly issued to the said Fielding Huddleston authorizing him to proceed to the Execution of his trust.

And day is given.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Friday May 17th 1901 and 11th day of May Term 1901.

Friday Morning May 17th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the matter of the Guardianship
of Cleo L. Hunt, a minor } Final Report.

Comes now Julia A. Hunt guardian of Cleo L. Hunt, minor heir of Cyrus N. Hunt deceased, and presents and files a final settlement report as such guardian wherein she shows that she is chargeable in the sum of $738.92, and is entitled to credit on vouchers filed herein in the sum of $85.90 She further shows that her ward has arrived at the full age of twenty-one years, and she files his receipt herein for $730.22

She now asks that this report be approved and that she be discharged from her bond and trust.

And the Court having examined said report and being fully advised in the premises find the same correct and ought to be approved

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that the said guardian herein be and she is fully and finally discharged from her bond and trust.

All of which is finally adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Saturday May 18th 1901 and 12th day of May Term 1901

Saturday Morning May 18th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Alva Warren Guardian of Emma V. Warren, a minor
vs
John K Edwards, Executor, Mary H Watson, Franklin Watson, Oliver Watson, Samuel Watson, Bessie Watson Clifford Watson Emma Watson, Eugene Watson
No. 6951

Come now the parties herein by council and the plaintiff files amended complaint herein in these words and figures towit (Here Insert)

And now the defendants are ruled to answer.

And Court adjourned until 9 o'clock A. M. Monday
Record read and signed in open Court.

Thomas J. Cofer Judge

Monday May 20th 1901 and 13th day of May Term 1901

Monday Morning May 20th 1901
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge

Margaret King
vs
Estate of Jerilda Christie, Deceased
No. 1657

Comes now the defendant herein by counsel and files a motion to make the complaint herein more specific, said motion is in the words and figures as follows towit (Here Insert)

Alva Warren Guardian of Emma V. Warren, a minor
vs
John K. Edwards, Executor, Mary H Watson, Franklin Watson, Oliver Watson, Samuel Watson Bessie Watson, Clifford Watson Emma Watson, Eugene Watson
No. 6951

Comes now the defendants herein by counsel and file a motion to strike out certain parts of the plaintiffs amended complaint herein, said motion is in these words and figures, towit: (Here Insert)

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Tuesday Morning, May 21st 1901
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

Margaret King
vs } No. 1657
Estate of Gerilda
Christie Dec'd.

Come again the parties herein by counsel and the Court having examined the motion heretofore filed by the defendant, to make the complaint herein more specific, and being fully advised in the premises, sustains the same; to which ruling of the Court the plaintiff at this time excepts.

And the claimant herein now files an amended claim in the words and figures towit (Here Insert)

And the defendant now files a motion to make said amended claim more specific, which motion is in these words and figures, towit (Here Insert)

And the Court having examined said motion and being fully advised in the premises overrules the same, to which ruling of the Court the defendant at this time excepts

In the Matter of the
Estate of Oliver P. Haynes deceased } Appt. of Administrator.

Comes now Samuel R. Stewart, and files the relinquishment of Emma Haynes, widow of said decedent, and her request that he be appointed Administrator to said estate, which relinquishment and request are as follows, towit (Here Insert)

He also files an application for letter of Administration upon said Estate, which application is as follows towit (Here Insert)

And the Court having examined said application and finding the said Samuel R. Stewart to be a proper and suitable person to be intrusted with said Administration, does now appoint him, such Administrator upon the filing of bond in the sum of $800.00 with Allen P. Hayes as surety thereon; which said bond

is as follows, towit (Here Insert)

Whereupon the said Samuel R. Stewart is duly sworn to faithfully in all things perform his duties as such Administrator, and he now files a copy of said oath as follows (Here Insert)

And now letters of Administration are duly issued to the said Samuel R Stewart authorizing him to proceed to the execution of his trust.

And day is given

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Wednesday Morning May 22nd 1901.

Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

Margaret King
vs } No. 1657
Estate of Zerilda
Christie, deceased

Come the parties and this cause coming on for trial is submitted to the following jury towit: Alva W. Kennaday, Milton Armstrong, A. N. Kennaday, Alpha Medaker, Lawson Cox, C. N. Osborn, F. W. Carver, Elijah Pearce, Charles Hadley, F. B. Prather, John Hadley, & John Underwood. Twelve good and lawful men, house holders or free holders of Hendricks County, Indiana, and legal voters therein, who are duly and legally empaneled and sworn to well and truly try the matters at issue between the parties herein and a true verdict render according to the law and the evidence.

And after hearing a part of the evidence in said cause, said jury is permitted to separate until 8:30 o'clock A. M. tomorrow under the instructions of the Court as to their duties during such separation.

In the Matter of the Estate
of Shelby T. Cooper, deceased. } No. 1647-Report of Land Sale.

Come now Alfred T. Cooper, administrator of said estate, and reports the sale of certain real estate of said decedent, pursuant to an order of this court, to one Frank E. Cooper, which report is as follows:

The undersigned, administrator of said estate, respectfully reports to the Court, that pursuant to the order of this court heretofore made and entered of record, he gave notice as required by said order, being the same notice required by law for administrators sales of real estate at public auction, by publication and posting, proofs of which, with copies of said notices annexed, are filed herewith, that he would sell an undivided two thirds interest in the following described real estate towit: The North West quarter of the North East quarter of Section 19, Township 14 North,

Range one West, containing forty acres, at private sale, at the place of residence of said administrator, on the 14th day of March 1901 on the terms prescribed in said order, and on said 14th day of March, he offered said real estate for sale at private sale to the highest and best bidder, and no offer or bid being made to said administrator for said real estate on said day of sale, the sale of said real estate was continued by said administrator at said place from day to day until the 21st day of May 1901, at which time Frank E. Cooper did offer and bid therefor the sum of sixteen hundred dollars, and that being the highest and best bid therefor and being the amount of the appraisement of said real estate, the same was sold for said sum of sixteen hundred dollars to the said Frank E. Cooper; and said purchaser paid down in cash the sum of eight hundred dollars, and executed his note payable in six months with six per cent interest from date, waiving recourse to valuation and appraisement save with Martha E. Cooper as surety, thereon and the undersigned administrator now shows to the Court the said note and states that he has executed to said purchaser a certificate of sale for said real estate; and he prays that said sale may be confirmed, and asks an order to convey said real estate

Alfred T. Cooper, Administrator.

And the Court having examined said report approves the same and confirms said sale, and orders said administrator to execute to said purchaser, Frank E. Cooper, a proper deed of conveyance, on such purchaser executing to him a mortgage on said real estate, towit; and undivided two-thirds interest in the North West quarter of the North East quarter of section 19, Township 14 North, Range one West, containing forty acres so sold to secure the deferred payment or upon said purchaser paying the full amount of the deferred payment in cash

And Court adjourned until 9 o'clock A M tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Thursday Morning, May 23rd 1901.

Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge

Margaret King
vs } No. 1657
Estate of Gerilda
Christie, deceased,

Come now again the parties and the Sheriff as ordered by the Court, brings again into open Court the jury here to fore empaneled for the trial of this cause.

And after hearing the remainder of the evidence, the arguments of counsel and the instructions of the Court, said jury retires to its room in charge of a sworn officer to consult of and concerning a verdict.

And afterwards said jury is conducted into open Court by the officer in charge and they return and acknowledge in open Court, the following verdict, towit;

Margaret King
vs } No. 1657
The Estate of Gerilda Christie

We the jury find for the plaintiff and assess her damages in the sum of $400.00

Alpha Medsker
Foreman.

In the Matter of the Guardianship
of Maude A and George Herdrich, minors } Appt of Guardian

Comes now Benjamin F. Herdrich and files an application for letters of guardianship upon the estate of Maude A and George Herdrich, minor heirs of George Herdrich, deceased, said application is as follows (Here Insert)

And the Court having examined said application and finding the said Benjamin F. Herdrich to be a proper and suitable person to be intrusted with said guardianship, does now appoint him such

guardian upon the filing of bond in the sum of $500.00 with Alva Warren and A. J. Shelby surety upon said bond, which bond is now duly approved by the Court and reads as follows (Here Insert)

And now the said Benjamin F. Herdrich is duly sworn to faithfully, in all things perform his duties as such guardian, according to law; and files a copy of his oath which reads as follows (Here Insert)

Whereupon letters of guardianship are duly issued to the said Benjamin F. Herdrich authorizing him to take upon himself the execution of said trust.

In the Matter of the Estate of
Maude A and George Herdrich, minor heirs of George Herdrich, deceased. } Petition to sell Real Estate

Comes now Benjamin F. Herdrich, Guardian of Maude A and George Herdrich, minor heirs of George Herdrich, deceased, and files his petition for the sale of certain Real Estate belonging to said wards, which said petition is as follows, towit; The undersigned, guardian of said minors shows the court that said wards are the joint owners of the undivided one-seventh of the following lands in Hendricks county, Indiana, towit:-

The west half of the north east quarter of the north west quarter of section 17, township 17 north range 2 east containing 20 acres. And also all that part of the east half of the north east quarter of said section, township and range aforesaid, lying north east of the creek known as Fish back creek, the line to run in the center of said creek on the north and running south east to the south east corner of said tract of land above described, except two acres here to fore conveyed, leaving herein described eleven acres, and being in all about (30 59/100) acres.

That said wards received said real estate from their ancester Michael Herdrich, by will, that in said will said testator directed this guardian as executor of said will to put the entire interest of said wards out on interest, that is, to convert the property of said ward to interest bearing money.

That other joint owners and tenants in common of said real estate are demanding partition thereof and this guardian says that it will be to the best interest of said wards to sell this part of said real estate at private sale without notice to the highest bidder and for not less than the appraised value thereof.

Wherefore this guardian prays the Court for an order directing him as such guardian to sell said wards real estate at private sale without notice and for not less than the appraised value thereof.

Benjamin F. Kendrick

Subscribed and sworn to before me this 23rd day of May 1901

Geo E. Dougan
Clerk of Hendricks Ct. Ct.

And the Court being fully advised in the premises, and finding that it will be for the best interests of said wards to sell said real estate, now grants said petition and orders said guardian to proceed to sell said real estate as in said petition asked and report his doing to this Court for its action thereon.

And Court adjourned until 9 o'clock A. M. tomorrow
Record read and signed in open Court.

Thomas J. Hodges
Judge

Friday Morning May 24th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Hodges, Judge.

Alva Warren, Guardian of Emma V. Warren, a minor
vs
John K. Edwards, Executor Mary G. Watson, Franklin Watson, Oliver Watson, Samuel Watson, Bessie Watson, Clifford Watson, Emma Watson, Eugene Watson.
No. 6951.

Come again the parties herein by counsel, and the Court being fully advised in the premises, overrules the motion of the defendants heretofore filed, to strike out certain parts of the plaintiffs amended complaint herein. To which ruling of the Court the defendants at this time excepts, and twenty days are given to file their bill of exceptions.

And now the infancy of the defendants, Samuel Watson, Bessie Watson, Clifford Watson, Emma Watson, and Eugene Watson are suggested, and George C. Harvey is appointed guardian ad litem for said infant defendants, and as such guardian he now files an answer as follows, (Here Insert),

The other defendants, John K. Edwards, executor, Mary G. Watson, Franklin K. Watson and Oliver Watson also file joint answer, as follows (to-wit)

And now Alva Warren, guardian of Emma V. Warren offers to file a written election, to stand upon her property rights, to which offer of the plaintiff the defendants at the time objects. And the Court being fully informed sustains the objection of the defendants to which ruling of the Court the plaintiff at the time excepts, and twenty days are given to file her bill of exceptions.

And this cause now coming on for trial is submitted to the following jury to-wit, Alva M. Hornaday, Milton Armstrong, James G. Conn, A. N. Hornaday, Alpha Medsker, C. N. Osborn, J. M. Carver, Elijah Pearce, G. B.

Prather, Josephus Swanbold, Charles Nadley and Lawrence Cox, good and lawful men housekolders and freeholders of Hendricks County Indiana, and legal voters therein, who are duly and legally empaneled and sworn to well and truly try the matter at issue between the parties herein and a true verdict render according to the law and the evidence.

And after hearing a part of the evidence in said cause, said jury is permitted to separate until 9 oclock A. M. tomorrow, under the instructions of the Court as to their duties during such separation.

In the Matter of the Estate }
of John R. Neer, deceased, }

Comes now Amy J. Neer, Martha A. Walton and Everett Neer, heirs at law of said decedent and file the following verified application (Here Insert) averring therein that they are entitled to their respective shares of said estate; that John L. Gunn is the Administrator of said estate and has in his hands at least one third more assets of said trust than will be required to pay all known debts and liabilities thereof, and praying that in part payment of their respective distributive shares the said Administrator may be required to advance to them the sum of $200.00 each.

And it is now shown by the answer of said Administrator to said petition reading as follows, (Here Insert) that there are sufficient funds in his hands to make the advance payment applied for, and the Court being sufficiently advised finds that all the material allegations therein contained are true and now grants the prayer thereof.

It is therefore ordered by the Court that said Administrator pay to said petitioners, Amy J. Neer, Martha A. Walton and Everett Neer the sum of $200.00 each in advance as part payment of the respective amounts due them as heirs at law of said estate upon said petitioners executing a bond with sufficient penalty and surety for the return of all or any part of said sum with interest when needed for the payment of debts and liabilities of said estate.

And said petitioners now show that they have executed such bond to the approval of said Administrator in the penalty of $200.00 with William J. Walton as surety thereon

And Court adjourned until 9 oclock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Hoffer, Judge

Saturday May 25th 1901 and 28th day of May Term 1901.

Saturday Morning May 25th 1901
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

Alva Warren Guardian of Emma V. Warren, a minor
vs
John K. Edwards, Executor, Mary F. Watson, Franklin Watson, Oliver Watson, Samuel Watson, Bessie Watson, Clifford Watson, Emma Watson, Eugene Watson
No. 6951

Come again the parties, and the Sheriff as ordered by the Court, bring again into open court the jury heretofore empaneled for the trial of this cause.

And after the plaintiff had concluded his evidence the defendant moved the Court to instruct the jury to return a verdict for the defendants, and the Court, after the argument of counsel, and being fully informed thereon overrules the same, to which ruling of the Court the defendants at the time excepts.

And after hearing a part of the evidence in said cause, said jury is permitted to separate until 9 o'clock A. M. Monday, under the instructions of the Court as to their duties during such separation, heretofore given.

Margaret King
vs
Est. Gerilda Christer decd.
No. 1657 Judg. vs deft for $400 & costs
S. E. & C. D. 3 Y. 204

Come again the parties, by counsel and upon motion of plaintiff the Court renders a judgment on the Verdict of the jury.

It is therefore considered and adjudged by the Court that the plaintiff herein, Margaret King recover of the defendant, the Estate of Gerilda Christer decd, the sum of $400 her damages assessed by the jury together with her costs in this suit taxed at ~~dollars~~ and cents

And Court adjourned until 9 o'clock A. M. Monday

Record read and signed in open Court.

Thomas J Cofer Judge

Monday May 27th 1901 and 19th day of May Term 1901

Monday Morning May 27th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

Alva Warren Guardian of Emma V. Warren, a minor
vs
John K. Edward, Executor, Mary F. Watson, Franklin Watson, Oliver Watson, Samuel Watson, Bessie Watson, Clifford Watson, Emma Watson, Eugene Watson
No. 6951

Come again the parties, and the Sheriff as ordered by the Court, bring again into open court the jury heretofore empaneled for the trial of this cause.

And after hearing the remainder of the evidence, the argument of counsel and the instruction of the Court, said jury retires to its room in charge of a sworn officer to consult of and concerning a Verdict.

And afterwards said jury is conducted into open Court by the officer in charge and they return and acknowledge in open Court, the following verdict, towit;

"Alva Warren, Guardian of Emma V Warren
vs
John K. Edwards Executor etc et al.

We the Jury find that at the time of the Execution of the Will in suit, that Malinda E. Sandusky was a person of sound mind and capable of making a Will. And we the Jury find for the defendants

Alpha Medaker & Freman."

And now upon motion of the defendants attorneys Brill & Harvey the Court, after being duly advised in the premises, now renders judgment in favor of the defendants upon the verdict returned by the jury aforesaid.

It is, therefore considered, adjudged and decreed, by the Court, and upon the verdict of the jury

Monday May 27th 1901 and 19th day of May Term 1901

that Malinda E. Sandusky on the 16th day of June 1900, was a person of sound mind, and capable of making a will. and that on said day, the said Malinda E. Sandusky did execute according to law her last will and testament, which will has heretofore been duly admitted to probate as shown by the records of this Court, and which will so executed and probated as aforesaid is a valid will and is the last will and testament of the said Malinda E Sandusky, deceased.

It is further ordered, adjudged and decreed by the Court, that Letters testamentary heretofore issued and delivered to John K. Edwards, be and the same are hereby further approved and confirmed.

It is further ordered adjudged and decreed by the Court, that the plaintiff pay all the costs of this action taxed at dollars and cents.

And Court adjourned until 9 oclock A. M tomorrow.
Record read and signed in open Court

Thomas J. Cofer Judge

Tuesday May 28th 1901 and 20th day of May Term 1901

Tuesday Morning May 28th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

T. Hunt, M. D.
vs
Estate of Eli Johnson, deceased. } No. 1661. Judg. vs deft. for $74.00 & costs
G. E & C. D. 3 p. 225

Come now the parties herein by counsel and this cause coming on for trial is submitted to the court for trial, finding and judgment without the intervention of a jury.

And the Court having heard the evidence and being fully advised in the premises finds for the claimant and that there is now due and unpaid upon his claim herein, from the defendant, the Estate of Eli Johnson, deceased, the sum of Seventy-four dollars.

It is therefore considered and adjudged by the Court, that the claimant recover of and from the Estate of Eli Johnson, deceased, the sum of Seventy-four dollars together with his costs and charges in and about this suit laid out and expended and taxed at dollars and cents.

Ragan & Hunt
vs
Estate of Eli Johnson, deceased } No 1662. Judg vs deft for $42.25
G. E. & C. D. 3 p. 225

Come now the parties herein by counsel and this cause coming on for trial is submitted to the Court for trial, finding and judgment without the intervention of a jury.

And the Court having heard the evidence and being fully advised in the premises finds for the claimant and that there is now due and unpaid upon their claim herein, from the defendant, the Estate of Eli Johnson, deceased, the sum of Forty-two & 25/100 dollars.

It is therefore considered and adjudged by the Court that the claimants recover of and from the Estate of Eli Johnson, deceased, the sum of Forty-two & 25/100 dollars together with his costs and charges in and about this suit laid out and expended and taxed at dollars and cents.

In the Matter of the Estate }
of Emeline Airy, deceased } Probate of Will

Comes now Ashley Johnson and presents to the Court, in open Court, a paper purporting to be the last will and testament of Emeline Airy, deceased, and asks that the same be proven and allowed as the last will and testament of said decedent.

Said will is in the words and figures following towit:- (Here Insert).

And at the same time came Annah Stanton, one of the subscribing witnesses to said paper and being duly affirmed says that she was present and saw the said Emeline Airy sign her name to said paper and at the same time she heard her declare that the said paper was her last will and testament; that she signed the same as a witness in her presence and in the presence of Nancy T Hadley, the other subscribing witness, and they signed the same in the presence of the said Emeline Airy and in the presence of each other; that at the time the said Emeline Airy signed said paper she was of the full age of twenty one years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint.

And the Court being satisfied from the evidence, now finds the said paper is the last will and testament of the said Emeline Airy, and that the same ought to be allowed and probated as such.

It is therefore adjudged by the Court that said instrument is the last will and testament of Emeline Airy and the same is hereby admitted to probate as such, and the clerk of this Court is hereby ordered to spread the same of record in the records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate }
of Emeline Airy, deceased } Appointment of Administrator with the Will annexed.

Comes now Ashley Johnson and files an application for letters of administration, with the will annexed, upon said Estate, which application

is as follows, towit: (Here Insert)

And the Court having examined said application and finding the said Ashley Johnson to be a proper and suitable person to be intrusted with said Administration, does now appoint him, such Administrator upon the filing of bond in the sum of $1000.00 with George N. Johnson as surety thereon; which said bond is as follows, towit: (Here Insert)

Whereupon the said Ashley Johnson is duly affirmed to faithfully in all things perform his duties as such Administrator, And he now files a copy of said affirmation as follows, towit (Here Insert)

And now Letters of Administration with the Will annexed are duly issued to the said Ashley Johnson authorizing him to proceed to the execution of this trust

And day is given.

Lemon M Christie, Administrator }
of the estate of Born Vaught, deceased, } Petition for sale of
vs } Real Estate and Decree.
Caroline T. Vaught & Neva Vaught. }

Comes now the Administrator of the above entitled estate, and files his petition herein to sell all the real estate of said decedent and hereinafter described, to pay the debts of said estate- said petition being in words and figures following towit (Here Insert)

And now comes the defendants Caroline T. Vaught and Neva Vaught and file their answer herein, signifying their assent, in writing to the sale of the real estate proposed in the petition filed herein, which answer of assent is in words and figures following, towit (Here Insert)

And now on motion the matter of said petition is submitted to the Court for trial, And the Court having heard the evidence and being sufficiently advised in the premises says and finds that the allegations of said petition are true, and that the land hereinafter described ought to be sold to pay the debts and liabilities of said estate, That the probable value of said Real Estate is eight hundred dollars, and the value of the personal property is $47.50. That claims have been filed and

allowed against said estate in the sum of $974.00. That the claim of Neva Vaught of $521.65 is for money had and held by decedent in Trust for the said Neva Vaught, and invested by him in the lands in petitioners petition herein sought to be sold, and is a lien on said land, paramount to all other claims.

That Caroline T. Vaught a childless second wife and Neva Vaught a daughter by a former marriage are the only heirs at law of Born Vaught, deceased.

That said land ought to be sold at private sale, without notice for not less than its appraised value.

And now comes the said Lemon M. Christie administrator and files his appraisement of said Real Estate in the sum of $850 made by Henry Underwood and John Underwood, two disinterested free holders of said County and State, which appraisement is in words and figures following, to-wit (Here Insert), And the Court being fully advised in the premises finds that said appraisement is just and equitable.

And the said Lemon M Christie now files his bond, to secure an order for the sale of said real estate, in the sum of One thousand seven hundred dollars, with John Underwood and Henry K. Underwood as sureties, said bond being in words and figures following, to-wit: (Here Insert). Which bond is hereby approved by the Court.

It is therefore considered ordered and decreed by the Court that the following described real estate be sold to make assets for the payment of the debts and liabilities of said estate, to-wit:- A part of the North West quarter of the North East quarter of section 23, township 15, North Range 2 West and described as follows, to-wit:- Beginning 9 chains and 85 4/10 links South of the North one half mile stone of said section, thence South 2 chains 62 12/100 links, thence East 4 chains 25 links, thence North 2 chains 62 12/100 links, thence West 4 chains 25 links to the place of beginning estimated to contain one acre 18 16/100 square rods.

It is further ordered and decreed by the Court that the administrator sell said above described lands at private sale for cash without notice and for

not less than the appraised value thereof, and from the proceeds of said sale the said administrator is ordered and directed to pay to the defendant Neva Vaught the sum of $521.65 with interest thereon from this date, the same being Trust fund of said Neva Vaught invested in said real estate as aforesaid, and the residue of said proceeds to be distributed as the Court may direct, all of which is finally ordered decreed and adjudged by the Court.

Comes now Lemon M Christie administrator of the estate of Born Vaught deceased and report to the Court that pursuant to the order of the Court herein, he offered said real estate for sale to three parties upon the terms and conditions prescribed in said order. That one Caroline T. Vaught bid and offered the sum of $850, cash in hand, and that being the highest and best bid and offer made thereon and there being no prospect for a higher or better bid therefor, and that being the full appraised value thereof, the said real estate was then and there sold subject to the approval of the Court to the said Caroline T. Vaught for the sum of $950.00, and the administrator brings the proceeds of said sale into Court for inspection and asks that said sale be approved and confirmed in all things, and that an order be made authorizing him as such Administrator to execute a deed to Caroline T. Vaught for said Real Estate and to bring the same into Court for inspection and approval.

Lemon M Christie

Subscribed and sworn to this 27th day of May 1901
My com. Exp. Aug 5th 1903. Thad S. Adams Notary Public

And the Court having examined the report of sale herein and being fully advised in the premises approves the same and confirms said sale in all things, and orders said administrator to execute to the purchaser Caroline T. Vaught a proper deed of conveyance to said lands as evidence of her title, and to bring the same into Court for inspection and approval.

And now comes the said administrator and pursuant to the order of the Court heretofore made brings into Court for inspection and approval his deed of conveyance of said lands to Caroline T. Vaught

Tuesday May 28th 1901 and 20th day of May Term 1901

aforesaid. And the Court having examined said deed approve the same in words and figures following to wit.
"Examined and approved in open Court this the 27th day of May 1901"
Thomas J. Cofer Judge K. C. C.
And the Court now Orderd said administrator to deliver said deed to said Caroline T. Vaught as evidence of her title.
All of which is finally ordered adjudged and decreed by the Court

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.
Thomas J. Cofer
Judge

Wednesday May 29th 1901 and 21st day of May Term 1901.

Wednesday Morning May 29th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge

In the Matter of the Guardianship
of Sylvester N. Coffman, a minor } Appt. of Guardian.
Comes now Charles O. Coffman and files his application to be appointed guardian of the person and estate of Sylvester N. Coffman, an infant residing in this County, shewing that said Sylvester N. Coffman has an Estate of the probable rental value of two hundred fifty dollars per annum; which application is in these words: (Here Insert)
And the Court being advised in the premises, finds that said Charles O. Coffman, is a suitable person to be appointed guardian of the person and estate of said Sylvester N. Coffman and he is now appointed such guardian upon his filing a proper bond in the penal sum of one thousand dollars, conditioned for the faithful performance of his trust as such guardian.
And now comes the said Charles O. Coffman and tenders a bond in the penal sum of one thousand dollars conditioned for the faithful performance of his duties as guardian of said trust with William J. Coffman and Thomas J. Sandusky, free holders of this County, as sureties, which bond now duly approved by the Court, and filed by the clerk is in these words and figures, (Here Insert)
And now the said Charles O. Coffman duly takes an oath to faithfully perform his duties, as such guardian, which oath is in the following words (Here Insert)
And now said Charles O. Coffman, Guardian as aforesaid, files Inventory of the personal goods and chattels belonging to said ward which is in the following words and figures (Here Insert)

In the Matter of the Estate
of Asa Taylor, deceased } Probate of Will
Comes now Linna Carter, and presents to the Court in open court a paper purporting to be the last will and testament of Asa Taylor, deceased,

and asks that the same be proven and allowed as the last will and testament of said decedent. Said will is in the words and figures following towit:-(Here Insert)

And at the same time the said Amos Carter, bring one of the subscribing witnesses to said paper and bring duly affirmed says that he was present and saw the said Asa Taylor sign his name to said paper and at the same time he heard him declare that the said paper was his last will and testament; that he signed the same as a witness in his presence and in the presence of Elva T. Carter, the other subscribing witness, and they signed the same in the presence of the said Asa Taylor and in the presence of each other; that at the time the said Asa Taylor signed said paper he was of the full age of twenty-one years, was of sound and disposing mind and memory, and was not under coercion, compulsion or restraint.

And the Court being satisfied from the evidence now finds that said paper is the last will and testament of the said Asa Taylor and that the same ought to be allowed and probated as such.

It is therefore adjudged by the Court that said instrument, above set out is the last will and testament of Asa Taylor and the same is now hereby admitted to probate as such, and the Clerk of this Court is hereby ordered to spread the same of record in the Records of Wills of Hendricks County in the State of Indiana.

In the Matter of the Estate of Asa Taylor, Deceased. } Appointment of Admr. with the Will annexed.

Comes now Amos Carter and files an application for Letters of Administration with the will annexed, upon said estate, which application is as follows, towit (Here Insert)

And the Court having examined said application and finding the said Amos Carter to be a proper and suitable person to be intrusted with said Administration, does now appoint him, such Administrator upon the filing of bond in the sum of $500.00 with

Mord Carter as surety thereon; which said bond is as follows towit: (Here Insert)

Whereupon the said Amos Carter is duly sworn to faithfully in all things perform his duties as such administrator. And he now files a copy of said oath as follows, towit (Here Insert)

And now letters of Administration with the Will annexed, are duly issued to the said Amos Carter authorizing him to proceed to the execution of this trust.

And day is given.

James R. Edwards, Administrator of the Estate of Louis Lotka, deceased. vs Emma Lotka, Dewey Lotka, Benjamin Lotka, Augusta Lotka, Mamie Lotka, Henry A. Metzger, and Albert E. Metzger. } No. 1649.

Comes now the petitioner by his attorney as aforesaid, and files proof of publication of notice to the non-resident defendants herein, towit; Benjamin Lotka, Augusta Lotka and Mamie Lotka, and which notice and proof are in the words and figures following, towit; (Here Insert) and it appearing from said proof that said defendants have each been duly notified of the pendency of this petition and of the time and place of hearing the same by three weeks publication in the Hendricks County Republican, a weekly newspaper of general circulation, published in said Hendricks County, more than ten (10) days before the 14th day of May 1901, the day said petition was set for hearing, being the 8th day of the present May Term of said Court; now each of said defendants are three times loudly called in open Court and come not but wholly make default, and now it being suggested to the Court that the defendant, Dewey Lotka is an infant under twenty one years of age, and it also appearing from the Summons herein and the Sheriff's return thereon endorsed, which summons and return are in the

words and figures following (Here Insert), that said Drury Lotka had been personally served with notice of the time and place of the hearing of this petition, more than ten (10) days before the first day of the present term of this court; Geo. M. Brill Esq. a practicing Atty. of this Court is appointed guardian ad litem for said minor defendant, and now comes said Brill and accepts said appointment and files his answer as guardian ad litem, in the words and figures following, to-wit: (Here Insert) and now it also appearing by the above summons and return that the defendant Emma Lotka was also duly served with summons more than ten (10) days before the first day of the present term of this Court, said Emma Lotka is now three times loudly called in open Court and comes not, but herein wholly makes default, and now the defendants Metzger and Metzger file their answer herein in the words and figures following, to-wit: (Here Insert)

And now this case is submitted to the Court for hearing upon the above answers and defaults and the evidence being heard and the Court sufficiently advised, finds for the plaintiff, that the allegations of the petition are true, that the decedent died, the owner in fee simple of the Real Estate in the petition described, leaving the defendant Emma Lotka as his widow, having no children and leaving children by a former marriage; and the Court further finds that the Real Estate described in the answers of the defendants Metzger, is encumbered by a mortgage, executed by the said deceased and said Emma Lotka to said defendants Metzger, dated February 13th 1900 for $1000.00.

And the Court further finds that it would be to the interest of the said estate that the share of the defendant, Emma Lotka, widow of the deceased, in the real estate of the decedent be set off to her in severalty and the residue subjected to sale, and that she is entitled to the undivided one third in value of said real estate for life. It is therefore ordered, adjudged and decreed that partition be made of said

real estate, to-wit:- Beginning five feet off of the South end of Lot numbered 32 in Hardy Bates' subdivision of the middle part of Out-lot No 90 in the City of Indianapolis, according to the Plat of said Subdivision as Recorded in Plat Book No. 2, page 35 in the Recorder's Office of said Marion County, Indiana, also

Nineteen feet off of the South East side of Lot #24 in Fletchers, Stone, Witt, Taylor & Hoy to Subdivision of Out Lots No. 94-95-96-97 & 98 and the South half of Out-lot No. 91 in the City of Indianapolis, Marion County, Indiana, as per Plat Book No. 1, pages 161-162-164 in the records of said Marion County, Indiana, also

Lot No. 7 in Block No. 2 of Hurt's second Addition to the town of North Salem in the County of Hendricks and State of Indiana.

And that one-third in value thereof be set off to the defendant, Emma Lotka, to be held by her during her natural life, and that James Clay, James Hadley and Scott Hiatt disinterested freeholders, residents of said Hendricks County, be, and they are hereby appointed commissioners to make partition of said real estate in accordance with this decree and that they set off to said Emma Lotka one third in value of the Real Estate of Louis Lotka, deceased and make report thereof to this Court for approval and confirmation.

And Court adjourned until 9 o'clock A. M. Friday
Record read and signed in open Court.

Thomas J. Hodges
Judge

Thursday May 30th 1901 and 22nd day of May Term 1901

Decoration Day

Friday May 31st 1901 and 23rd day of May Term 1901.

Friday Morning May 31st 1901.

Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge

In the Matter of the Guardianship of Charlie E. & Mary S. Ragan } Current Report.

Comes now John S. Ragan guardian of Charlie E. & Mary S. Ragan, minor heirs of Jennie V. Ragan, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as such guardian he is chargeable with the sum of $1460.17, and that he is entitled to credits on his vouchers filed herein in the sum of $47.50, leaving a balance on hand in the sum of $1412.67.

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer
Judge

Saturday June 1st 1901 and 24th day of May Term 1901

Saturday Morning, June 1st 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge.

In the Matter of the guardianship
of Grace and Lamure S Wehr, minors, } Current & Final Report

Comes now Murat H Wehr, guardian of Grace and Lamure Wehr, minor heirs of Fannie T. Webb, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as guardian of Grace Wehr he is chargeable with the sum of $453.75. And as guardian of Lamure S. Wehr he is chargeable with $438.64 and is entitled to credit on his voucher filed herein in the same sum.

He further shows that his ward Lamure S Wehr has arrived at the full age of twenty-one years.

He asks that this report be approved and the trust herein continued as to Grace Wehr and that he be discharged from his bond and trust as to Lamure S Wehr.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct, and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued as to Grace Wehr, and that he be discharged from his bond and trust as to Lamure S Wehr.

And Court adjourned until 9 o'clock A. M. Monday.
Record read and signed in open Court.

Thomas J Cofer Judge

Monday June 3rd 1901 and 25th day of May Term 1901

Monday Morning, June 3rd 1901
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

Mary Speare, Admrx. Estate of
Willie L Speare, deceased }
vs } No. 1651.
Estate James N. Thompson deceased. }

Comes now the Claimant Mary Speare administratrix of the estate of Willie L Speare, deceased, by Brill & Harvey her attorneys and by leave of the Court as heretofore granted now files amended claim herein, in three paragraphs, and which claim is in words and figures as follows, towit: (Here Insert)

And now the defendant is ruled to answer said claim or complaint. And now said defendant files a demurrer to said amended claim as follows towit: (Here Insert)

In the Matter of the estate
of Charles N. Channing, deceased }

Comes now John D Adair, administrator of said estate, and files the following verified report (Here Insert) in and by which he shows to the Court that the personal assets of said estate are appraised at the sum of $42.65, and that said decedent died the owner of the following described real estate and none other, towit: Beginning at a point ten feet south of the south east corner of lot number seven in block number 5 in Ducknorths addition to the Town of North Salem, Hendricks County and State of Indiana, and running thence west one hundred and twenty feet, thence south two hundred and fifty feet, thence east one hundred and twenty feet, thence north two hundred and fifty feet to the place of beginning; that as shown by the appraisement of said real estate, filed with said report, said decedents interest therein is of the fair cash value of $1000.00, which is subject to a certain mortgage in debtedness held by Samuel L Thompson for the sum of $642.43 which mortgage is recorded in mortgage record number 32 at page 458, of the records in the recorders office of Hendricks

County said State; that there is now due and remaining unpaid thereon the sum of $642.43

That said decedent left surviving his widow Delphia Chowning, who is still living and entitled to share in his estate,

And the Court having examined said report and being sufficiently advised, finds that as therein shown all of the estate of said decedent does not exceed in value the sum of $500.00, over and above said mortgage indebtedness, which is a valid and existing lien against said real estate, and that Delphia Chowning as such widow of said decedent, is entitled to have the title of said real estate vested in her subject to said mortgage lien.

It is therefore now ordered and decreed by the Court that all of said estate both personal and real of said Charles W Chowning deceased, as shown by the inventory and appraisement thereof and the report of said administrator, be and the same is hereby vested in Delphia Chowning, widow of said deceased, and the title thereto confirmed in her as her sole and seperate property, subject to said mortgage indebtedness of said Samuel L. Thompson and the proper cost accrued in the administration of said estate.

And said administrator is ordered to transfer to said widow all of the assets of said estate, with which he is chargeable after receiving payment of the reasonable cost and expence of administration and that thereupon the letters of administration issued to him upon said estate shall be held revoked and he released and finally discharged.

And now said administrator, by report and vouchers filed, and reading as follows, (Here Insert) show that he has delivered to said Delphia Chowning, widow of said decedent all of the assets of said estate with which he is chargeable, and that said widow has paid the cost of administering said estate, which report is approved by the Court and said administrator as herein before

provided, is now released from further liability and his letters of administration revoked.

Milton Goodwin, Administrator of the estate of Mary Bunten, deceased.
vs
Julia Christie, William H. Bunten, John Henry Bunten, Mary Dooley, Ellen McCown, Ann Wright, Bettie Bunten, Ella Harper, Jennie Steele, William A. Bunten, Chester Bunten, John Bunten, Nancy Goodwin, The Unknown heirs of Vance Bunten, deceased. The Unknown heirs of Martha Weddle, deceased.

No 1655 Order of Sale of Real Estate

Comes now Milton Goodwin, Administrator of the estate of Mary Bunten, deceased and presents and files the affidavit of Julian D Hogate, editor and publisher of the Hendricks County Republican, a weekly newspaper of general circulation printed and published in Hendricks County, State of Indiana, which affidavit is in the words following Towit: (Here Insert) And it appearing from said affidavit that notice by publication has been served on the defendants; The unknown heirs of Vance Bunten deceased, and The Unknown heirs of Martha Weddle, deceased, by publication in said newspaper for three weeks, the last of which was thirty days before the 13th day of May, 1901, the day on which the said notice was made returnable, and the said defendants, The Unknown heirs of Vance Bunten, deceased, and the Unknown heirs of Martha Weddle deceased, failing to appear herein, are three times loudly called but come not and herein wholly make default. X

And now the defendants; William H Bunten, Julia Ann Christie, Chester Bunten, Ella Harper, William A. Bunten, Jennie Steele, Leannah Wright, Mary E Dooley, J. H. Bunten, Bettie Bunten, Nancy Goodwin, Ella McCown, and John A. Bunten, appear

in person and file their answer, each giving his or her assent to the sale of the real estate as prayed for in the petition of said administrator, which answer reads as follows, towit: (Here Insert)

And said administrator now files an inventory and appraisement of the real estate described in his petition herein, taken and made in due form of law, and reading as follows, (Here Insert). And the Court finds that the said real estate is appraised in the sum of $300.00.

And now the said administrator files his additional bond in the sum of $800.00 with George Wise and Jacob Ryner as his sureties thereon; which bond is conditioned for the faithful discharge of his duties under any order made in this proceeding. Which bond is now approved by the Court and this approval endorsed thereon; and reads as follows (Here Insert)

And now this cause is submitted to the Court for trial upon the issues joined and the Court having heard the evidence and being sufficiently advised, finds that the defendants above named are the heirs and only heirs of the said decedent Mary Bunten, that the personal estate left by said decedent are not sufficient to pay the debts left by her and owing by said estate and that it will be necessary to sell all the real estate left by said decedent to make assets with which to pay debts.

That the said decedent was at the time of her death the owner in fee simple of the real estate described in said petition and hereinafter described.

It is therefore ordered by the Court that the said administrator proceed to sell at private sale without notice, the following described real estate, situated in the County of Hendricks and State of Indiana, towit: A part of the north-west quarter of the north-west quarter of Section nine (9) in Township fifteen (15) north, range two (2) west, Commencing four hundred and eleven (411) feet South and twenty (20) feet east of the north-west

corner of said section and running thence south two hundred and seventy-one (271) feet; thence east one hundred and fifty-nine (159) feet; thence north three hundred and thirty-one (331) feet; thence west eighty-nine (89) feet; thence South sixty (60) feet; thence west seventy (70) feet to the place of beginning, containing one and one third (1⅓) acres, more or less; Also the following described real estate in the said quarter quarter, beginning twelve (12) feet south of the south-west corner of lot seven (7) in Block four (4) in the town of New Winchester, Indiana, and running thence east sixty (60) feet; thence south sixty (60) feet; thence west sixty (60) feet; thence north sixty (60) feet to the place of beginning the same being the lot known as the lot on which the old Christian Church stood.

That said administrator sell said real estate for the highest price he can obtain therefor for cash in Hand.

Charles R. Reed, guardian of Michael Hogan, Maggie Hogan, Albert C. Hogan, minor heirs of Zerilda Hogan Irwin, deceased. } No 1667

Ex Parte

Comes now Charles R. Reed guardian, as aforesaid, by Brill & Harvey, his attorneys and files the following petition, towit: The undersigned guardian respectfully shows to the Court that he is the duly qualified and acting guardian of the above named minors; that the personal estate in his hands belonging to said infants is about fifteen dollars ($15.00); that said minors together with William T. Irwin the surviving husband of Zerilda Hogan Irwin, and John T. Welsh and Nora Leerkamp are the owners of the following described Real Estate in Hendricks County, and State of Indiana, towit:-

A part of the west half of the south-east quarter of section six (6), township sixteen (16). North range two (2) east commencing fifty-three (53)

rode north of the south east corner of said west half; thence north on the dividing line of the quarter fifty-three and one half (53½) rods; thence west seventy-four (74) rods; thence south fifty-three and one half (53½) rods; thence east to the place of beginning, containing twenty-four (24) acres more or less.

That the said William T. Irwin is the owner of 5/15's of said Real Estate; and the said John F. Welch, Nora Leercamp and this petitioner's wards, towit: Micheal Hogan, Maggie Hogan and Albert C Hogan are the owners of 10/15's that said William T. Irwin, John F. Welch and Nora Leercamp are desirous of conveying their interest in said Real Estate, and have contracted to that end.

The said guardian would further show to the Court that he believes it would be to the best interest of his said wards to sell their interest in said Real Estate, at the same time the lands of the other above named tenants in common are sold; and he asks an order empowering him as such guardian to sell the interest of his said wards in said Real Estate.

The said guardian would further show to the Court that on the 29th day of May, 1901 by a quit claim deed, the said William T. Irwin his wife joining, conveyed all of his interest in said Real Estate to John F. Welch, Nora Leercamp, Micheal Hogan, Maggie Hogan and Albert C. Hogan, as tenants in common leaving the interest of the petitioner's wards in said Real Estate 3/5/8 thereof; which interest he prays the Court for an order empowering him to sell.

Charles R. Reed.

Subscribed and sworn to this 3rd day of June A. D. 1901.

My commission expires Mar 7/1905 George C. Harvey, Notary Public

And the Court having examined said petition and being sufficiently advised and informed in the premises now appoints Baley Smith and Edmund O'Toole, two competent appraisers to appraise the Real Estate mentioned in the petition.

And now comes said guardian and files

the oath and appraisement of the above named appraisers, appraising the interest of said minors mentioned in the petition at $455.00, and which oath and appraisement are in words and figures following, towit: (Here Insert)

And the Court being sufficiently informed and advised in the premises now finds the allegations of the petition to be true and that it would be to the best interest of said minors that said Real Estate belonging to them should be sold; And the appraisement being by the Court approved, the said guardian is ordered to execute a bond in the sum of $910.00 conditioned for the faithful performance of his trust in the sale of said Real Estate.

And now comes said guardian and files his bond for the sale of said Real Estate with Baley Smith and Edmund O'Toole as his sureties thereon; and which bond is duly approved by the Court by his written endorsement thereon, and which bond and endorsement are in words and figures following, towit: (Here Insert)

And it appearing to the satisfaction of the Court that it would be to the best interest of said estate, the said guardian is directed to proceed to sell said Real Estate to the highest and best bidder for cash in hand or upon such time as the said guardian may determine by taking notes secured by mortgage upon all of the Real Estate described in the petition for the deferred payment.

Drawing interest at 6%, and waiving valuation and appraisement laws. The time of the deferred payments not to exceed eighteen months.

It is further ordered, adjudged and decreed by the Court, that upon the sale of said Real Estate, the said guardian is directed to report his doings therein to the Court for the Court's confirmation and approval.

And Court adjourned until 9 o'clock A M. tomorrow.

Record read and signed in open Court

Thomas J Hogen Judge

Tuesday Morning June 4th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge.

In the matter of the estate of Ann Reynolds, deceased } Final Report.

Comes now Ora H. Barnhill the Administrator herein, by Hogate & Clark his attorneys and shows to the Court and files the affidavit of Julian D Hogate Editor of the Hendricks County Republican a weekly newspaper of general circulation printed and published in the County of Hendricks, from which affidavit it appears that notice of the filing of the final report herein had been given in said newspaper for two weeks in succession, the first of which publications was on the 2nd day of May 1901 and the last on the 9th day of May, 1901. Said affidavit reads as follows, towit: (Here Insert)

The Administrator also files the affidavit of Enoch G. Hogate from which it appears that a like notice was posted at the door of the Court House on the 1st day of May, 1901, which affidavit reads as follows, towit:- (Here Insert)

And now the final report herein is presented to the Court for examination and approval, and the Court after examining the same finds, that said final report was filed in this Court on the 1st day of May, 1901 and by indorsement in writing on said report the same was set for trial on the 21st day of May, 1901. The Court also finds said administrator chargable with the sum of $108.28 and is entitled to credit on his voucher in the sum of $108.28. The Court finds said report correct and the same ought to be approved.

It is therefore ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed. Said estate is now declared settled and said Barnhill, Administrator, is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

In the Matter of the Estate of Tobitha Taylor, deceased } Final Report.

Comes now William Taylor, administrator of the estate of Tobitha Taylor, deceased, by Brill & Harvey, his attorneys, and shows to the Court and files an affidavit of W. A. King, editor of the Hendricks County Gazette, a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 11th day of April 1901, and the last on the 18th day of April 1901. Said affidavit reads as follows: (Here Insert) And he also files the affidavit of Geo. C. Harvey, from which it appears that a like notice was posted at the door of the Court House in Hendricks county on the 10th day of April 1901. Said affidavit reads as follows (Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the clerk of this court on the 10th day of April, 1901, and by an endorsement in writing on the back thereof was set for hearing on the 6th day of May 1901. The Court also finds said administrator chargeable with the sum of $674.84 and that he is entitled to credits on his vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed. said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust.

All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Wednesday June 5th 1901 and 27th day of May Term 1901.

Wednesday Morning June 5th 1901.

Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge.

In the Matter of the Guardianship of Oscar Pratt, a minor } Final Report.

Comes now Lewis H. Ballard, guardian of Oscar Pratt, minor heir of John Pratt, deceased, and presents and files a final settlement report as such guardian, wherein he shows that as such guardian he is chargeable in the sum of $900 And he is entitled to credit for money expended for said ward for medical attention and clothing largely in excess of the amount received, belonging to said ward.

He further shows that his said ward has made his home with him since he was ten years old until about ten months ago, but that his whereabouts are now unknown to him.

He now asks that this report be approved and that he be discharged from his bond and trust.

And the Court having examined said report and being fully advised in the premises find the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that the said guardian herein be and he is fully and finally discharged from his bond and trust.

All of which is finally adjudged and decreed by the Court.

And Court adjourned until 9 oclock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Thursday June 6th 1901 and 28th day of May Term 1901

Thursday Morning June 6th 1901
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge

James A. Edwards, Administrator of the estate of Louis Lotka, deceased.
vs
Emma Lotka, Drury Lotka, Benjamin Lotka, Augusta Lotka Mamie Lotka, Henry A Metzger and Albert E. Metzger. } No 1649

Comes now the parties, and now come James A. Clay, James A. Hadley and Scott Hiatt, heretofore appointed to make partition and to set off to the defendant Emma Lotka, widow of said decedent her interest in the Real Estate of the decedent, and make and acknowledge in open Court their report as follows towit:- The undersigned Commissioners, appointed at the May Term of said Court, to make partition of the Real Estate in said warrant described as follows towit:- Lot number seven (7), in Block number Two (2) of Hurt's second Addition to the town of North Salem in the County of Hendricks and State of Indiana. Also the following real estate in Marion County, towit: Seventy five (75) feet off of the South end of Lot numbered thirty-two (32) in Henry Bates' subdivision of the middle part of out lot number ninety (90) in the City of Indianapolis, according to the Plat of said subdivision as recorded in Plat Book number two (2), page thirty-five (35) in the Recorder's office of said Marion County, Indiana,

Nineteen (19) feet off of the South east side of Lot Four hundred and twenty-four (424) in Fletchers, Stone, Nitt, Taylor & Hoyts Subdivision of Outlots numbered ninety four (94), ninety five (95), ninety-six (96), ninety-seven (97) & ninety-eight (98) and the South half of out lot number ninety-one (91) in the City of Indianapolis, Marion County, Indiana, as per Plat Book number 1, pages 161-162-164 in the records of said Marion County, Indiana.

We hereby set off to said Emma Lotka widow of Louis Lotka deceased for life and for her one third interest in the above Real Estate the following towit:- Seventy-five (75)

feet off of the South end of Lot thirty-two (32) in Kerrey Bates subdivision of the middle part of out lot number ninety (90) in the city of Indianapolis, Marion County, Indiana as recorded in Plat Book number 2 page 35 in the Recorders office of said Marion County, Indiana.

Scott Kiatt
James A Clay } Commissioners
James A Hadley

Which report is by the Court approved.

It is therefore considered and adjudged by the Court that said report of the commissioners be and the same is hereby confirmed and that the partition made thereby be and the same is hereby made firm and effectual and that the defendant Emma Lotka hereafter hold and occupy the said Real Estate set off to her in severalty, in lieu of her undivided interest in the Real Estate of her said deceased husband, for and during her natural life. It is further ordered and adjudged that said commissioners be allowed the sum of four dollars each for their services to be paid by the plaintiff James H. Edwards out of the assets of said estate.

And now the matter of the sale of the Real Estate in the petition described is submitted to the Court for trial and the Court having heard the evidence finds that the allegations of said petition are true, and that the Real Estate hereinafter described ought to be sold to pay the debts and liabilities of said estate and that the same ought to be sold subject to the lien of the defendants Metzger and free from other liens thereon and that due notice has been given as hereinbefore stated. And now James A. Hadley and James A. Clay are appointed appraisers to appraise said Real Estate, and now come said appraisers and report the following appraisement of said Real Estate in the words and figures following, towit: (Here Insert) and said James H. Edwards having tendered his Bond to secure the sale of said Real Estate in the words and figures following, towit (Here Insert) which Bond is hereby approved.

It is therefore considered adjudged and decreed by the Court that the following described Real Estate is liable to be sold to make assets for the payment of the debts and liabilities of said estate towit:- Nineteen (19) feet off of the South East side of lot numbered four hundred and twenty-four (424) in Fletchers, Stone, Witt, Taylor and Hoyt's subdivision of out lots numbered Ninety-four (94) Ninety five (95) ninety six (96), Ninety-seven (97) and ninety eight (98) and the South half of out lot numbered Ninety-one (91) in the city of Indianapolis, Marion Co. Indiana as per Plat Book one (1) page one hundred and sixty-one, two and four (161, 162 & 164) in the Records of said County and State. Appraised at thirteen hundred and fifty ($1350) dollars, and it appearing to the Court that it would be to the interest of said estate that said Real Estate be sold at private sale subject to the lien of the mortgage of said defendants Metzgers, which lien the court finds and decrees to be one thousand dollars with 6% interest thereon from the 1 day of February 1901. It is ordered that the same be sold at private sale for cash for not less than the appraised value, and that said James H. Edwards administrator give notice of such sale by three consecutive insertions, one each week in the Indianapolis Journal And this cause is continued for sale Oath.

State of Indiana, Marion County, S. S:
We Scott Kiatt, J. A. Hadley and James A. Clay do each and severally solemnly swear that we will discharge the duties of Commissioners, in accordance with the within order, to the best of our ability, So help us God. Scott Kiatt, J. A. Hadley, James A. Clay.
Subscribed and sworn to this 5th day of June A. D. 1901,
Anna Singer
My commission expires April 17 1905. Notary Public
And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thames J. Hoyes Judge

Friday Morning June 7th 1901
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge

In the matter of the Estate of Hannah Hogan, deceased. } Appointment of Administrator

Comes now James H. Hogan and files an application for letters of administration upon said estate, which application is as follows, towit (Here Insert).

And the Court having examined said application and finding the said James H. Hogan to be a proper and suitable person to be intrusted with said administration, does now appoint him, such Administrator upon the filing of bond in the sum of $200 with Thomas Hogan and Martin Dugan as surety thereon; which said bond is as follows, towit (Here Insert)

Whereupon the said James H. Hogan is duly sworn to faithfully in all things perform his duties as such administrator. And he now files a copy of said oath as follows towit (Here Insert)

And now letters of Adminis tration are duly issued to the said James H. Hogan authorizing him to proceed to the execution of his trust.

And day is given.

In the Matter of the estate of Shelby T. Cooper, deceased } No 1647

Comes now Alfred T. Cooper. administrator of the estate of Shelby T. Cooper, deceased, and presents, in open Court, a deed to the Real Estate heretofore sold by this administrator in this cause for the action of the Court thereon.

And the Court having examined said deed endorses his approval thereon as follows "Examined and approved in open Court this 7th day of June 1901.
Thomas J. Cofer
Judge";
And orders said administrator to deliver said deed to the purchaser of said Real Estate as evidence of his

title thereto.

In the matter of the Estate of James E. Millis, deceased } Comes now William Millis and files his petition for distribution and his proof of heirship, together with his assignments of the interests of said heirs to him, the said William Millis, All of which is as follows, towit:-(Here Insert) And the Court having inspected the proof and having been sufficiently advised in the premises, finds that the said James E. Millis left as his heirs, and only heirs, the said William Millis, Alice Millis Segner, Maude Millis Nobbe, Bert Millis, George Millis, Frank H. Millis and John Millis. And the Court finds that the said William Millis is the owner by assignment in writing of all the interests of all other heirs of said estate.

It is therefore ordered, adjudged and decreed by the Court that William Millis is the owner of and entitled to receive all the money in the hands of the clerk of this Court for distribution in said estate, and that said clerk is hereby ordered to pay out to William Millis the money, towit who in his hands for distribution in the estate of James R. Millis deceased.

And Court adjourned until 9 o'clock A. M. tomorrow
Record read and signed in open Court.

Thomas J. Cofer Judge

Saturday June 8th 1901 and 30th day of May Term 1901

Saturday Morning June 8th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge

In the Matter of the estate
of Merlin Moore, deceased. } Appointment of Administrator
Comes now Noxey Moore, and
files an application for letters of administration upon
the estate of Merlin Moore, deceased, which application
is as follows, towit: (Here Insert)
And the Court having examined said
application and finding the said Noxey Moore to be a proper
and suitable person to be intrusted with said administration,
does now appoint him, such administrator upon the
filing of bond in the sum of $1000.00 with Daniel M.
Richardson as surety thereon; which said bond is as
follows, towit:- (Here Insert)
Whereupon the said Noxey Moore is
duly sworn to faithfully in all things perform his
duties as such administrator, And he now files a
copy of said oath as follows, towit (Here Insert)
And now letters of administration
are duly issued to the said Noxey Moore authorizing
him to proceed to the execution of his trust.
And day is given.

And Court adjourned until 9 o'clock A.M. Monday
Record read and signed in open Court.

Thomas J. Cofer
Judge

Monday June 10th 1901 and 31st day of May Term 1901

Monday Morning June 8th 1901
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

In the matter of the Guardianship
of Ella & Walter A. Harvey, minors } Appointment of Guardian
Comes now Wm R. Bowman,
and files the written request of Ella & Walter A Harvey,
minors over the age of fourteen years, wherein the said Ella
& Walter A. Harvey ask that the said Wm R. Bowman, be
appointed their guardian.; he also files an application for
letters of guardianship, upon said estate which requests
and application read as follows (Here Insert).
And the Court having examined said
application and finding the said Wm R. Bowman to be
a proper and suitable person to be intrusted with said
guardianship, does now appoint him such guardian
upon the filing of bond in the sum of $1000.00 with Joseph
M. McCollum and Joshua Armstrong surety upon said bond,
which bond is now duly approved by the Court, and reads
as follows: (Here Insert)
And now the said Wm R. Bowman is
duly sworn to faithfully, in all things perform his
duties as such guardian according to law; and files
a copy of his oath which reads as follows (Here Insert)
Whereupon letters of guardianship are
duly issued to the said Wm R Bowman authorizing him
to take upon himself the execution of said trust.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Tuesday Morning, June 11th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the matter of the estate
of Sarah J. Woodward deceased } Final Report.

Comes now Maria A. Woodward, administratrix of the estate of Sarah J. Woodward, deceased, by Miles & Easley, her attorneys, and shows to the court and files an affidavit of Julian D. Hogate, Editor of the Hendricks County Republican a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 11th day of April 1901, and the last on the 18th day of April 1901. Said affidavit reads as follows:- (Here Insert) And he also files the affidavit of Ethan A. Miles, from which it appears that a like notice was posted at the door of the court house in Hendricks county on the 8th day of April 1901, said affidavit reads as follows (Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the clerk of this court on the 8th day of April, 1901, and by an endorsement in writing on the back thereof was set for hearing on the 6th day of May 1901. The court also finds said administratrix chargeable with the sum of $907.50 and that she is entitled to credits on her vouchers filed in the same sum. The Court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administratrix is fully and finally discharged from her bond and trust. All of which is finally ordered, adjudged and decreed by the court.

In the matter of the estate
of John A. Miller deceased } Final Report.

Comes now George N. Miller, administrator of the estate of John A. Miller, deceased, by Otis E. Gulley, his attorney, and shows to the court and files an affidavit of Julian D. Hogate, Editor of the Hendricks County Republican a public weekly newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 11th day of April 1901, and the last on the 18th day of April 1901. Said affidavit reads as follows:- (Here Insert) And he also files the affidavit of John Turner, from which it appears that a like notice was posted at the door of the court house in Hendricks County on the 29th day of March 1901, said affidavit reads as follows. (Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the clerk of this court on the 29th day of March 1901. and by an endorsement in writing on the back thereof was set for hearing on the 6th day of May 1901. The court also finds said administrator chargeable with the sum of $292.37 and that he is entitled to credits on his vouchers filed in the same sum. The court finds said report correct and the same ought to be approved.

It is therefore ordered, adjudged and decreed by the court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust. All of which is finally ordered, adjudged and decreed by the court.

And Court adjourned until 9 o'clock A.M tomorrow.

Record read and signed in open Court.

Thomas J. Cofer Judge

Wednesday Morning June 12th 1901.

Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge

William N. Farmer Administrator of the Estate of John Farmer, decd. vs Barbara Farmer, George W. Farmer and Catherine Hadley } No 1670

Comes now the petitioner, by his attorney, J. M. Bishop, and also come the defendants, Barbara and George Farmer, by their attorneys, Bogate & Clark, who waive service of process, enter an appearance in this case and file their answer, in which they consent to the sale of the real estate described in the petitioner's petition, which answer is in the following words and figures, towit:- (Here Insert)

And it now appearing to the Court, by the summons and the sheriff's return thereon, which summons and the return of the Sheriff thereon, are in the following words and figures, towit:- (Here Insert)

That the said defendant Catherine Hadley was served with process by reading to and within her hearing, more than ten days before the 10th day of June, 1901, that being the 31st judicial day of the present term of this Court, which day was addressed on the petition for the defendants to appear and answer. Said defendant Catherine Hadley is three times called, in open court and comes not but makes default and this cause being now at issue as to the petitioner and defendants Barbara and George W. Farmer, is submitted to the Court for trial and judgment as to all of said defendants, without the intervention of a jury, and the Court being advised in the premises finds as follows:-

That John Farmer departed this life, intestate, at the County of Hendricks and State of Indiana, on the 19th day of April 1900, seized in fee simple of the following described, real estate situate in the County of Hendricks and State of Indiana, towit:-

The South half of the North half of the Southeast quarter of Section sixteen, Township fourteen (14), North Range one East containing Forty (40) acres, more or less.

That the probable value of said real estate is $800.00. That said decedent left surviving him the said Barbara Farmer, as his widow, and the said George W. Farmer and Catherine Hadley, as his only children and heirs at law. That by virtue of the death of said John Farmer, said Barbara Farmer became and is now seized, in fee, of an undivided one third, in value, of said real estate and each of said children became and are now seized, in fee, of an undivided one third thereof.

And the Court further finds that the personal assets of said estate amount to about $520.00. That the debts and liabilities of said estate, including the $500.00 of personal property, going to said Barbara Farmer, under the Statute, as the widow of said John Farmer, including the cost of administration, amount to about $800.00, bring an insufficiency of personal assets to pay the indebtedness of said estate.

That said real estate cannot be partitioned without damage to said estate and without damage to the owners thereof and ought to be sold in solido. That out of the gross proceeds of said sale there ought to be paid to said widow, Barbara Farmer, as her full share a sum equal one-third of the value of the land fixed by the purchase price when sold and that after the payment of all debts and cost of administration of said estate, the residue of said estate should be divided among the other said defendants, share and share alike.

And the Court now appoints H. C. Herringlake and B. S. Hadley, appraisers, who report their appraisement of said realty at the sum of $1800, which appraisement is in the following words and figures, towit:- (Here Insert)

And said administrator now files his additional bond in a sum double the appraised value of the real estate, which bond the Court now approves, and is in the following words and figures,

Wednesday June 12th 1901 and 33rd day of May Term 1901

to-wit (Here Insert)

It is therefore ordered, adjudged and decreed by the Court, that the real estate of said decedent, mentioned and described in said petition, to-wit:-

The South half of the North half of the South-east quarter of Section Sixteen, Township Fourteen North, Range one East, County of Hendricks, State of Indiana, be sold by said administrator at public auction for not less than two-thirds of the appraised value, upon the following terms and conditions. The purchaser shall pay one-third of the purchase money, cash in hand, and the remainder thereof in two equal payments due six and twelve months from date of sale. The deferred payments to be evidenced by notes, bearing six per cent interest from date, secured by mortgage upon property sold.

And that 1/3 of the gross proceeds of said sale be paid to said widow as her full share in said realty and that the remainder after the payment of all debts and costs be paid in equal shares to said George W. Farmer and Catherine Hadley.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Thursday June 13th 1901 and 34th day of May Term 1901

Thursday Morning June 13th 1901
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge.

In the Matter of the Estate of Wiley Hoover, deceased. } Final Report.

Comes now William W. Hockes, administrator of the Estate of Wiley Hoover, deceased, and shows to the court and files an affidavit of Bert Pace, Editor of the North Salem Herald, a public weekly newspaper of general circulation printed and published in the County of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 29th day of March 1901 and the last on the 5th day of April 1901. Said affidavit reads as follows:-(Here Insert) And he also files the affidavit of Wm W. Hockes, from which it appears that a like notice was posted at the door of the court house in Hendricks county on the 27th day of March 1901, said affidavit reads as follows (Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the Court doth say and find that said report was filed in the office of the clerk of this Court on the 27th day of March 1901 and by an endorsement in writing on the back thereof was set for hearing on the 6th day of May 1901. The court also finds said administrator chargable with the sum of $321.95 and that he is entitled to credits on his vouchers filed in the same sum. The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust. All of which is finally ordered, adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Friday June 14th 1901 and 35th day of May Term 1901

Friday Morning June 14th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge.

In the Matter of the guardianship
of Ella and Walter A. Harvey, minors

Comes now W. R. Bowman guardian of Ella & Walter A Harvey, by Brill and Harvey his attorneys and shows to the Court that as such guardian there has come into his possession personal property belonging to said wards of the estimated value of $220.00
He further shows to the Court that it would be to the best interest of said wards to turn said property over to them. And he now files a petition praying for an order empowering him to deliver said property to said minors, said petition is as follows (Here Insert)

And the Court having examined said petition and being fully advised in the premises now grants said prayer and orders said guardian to turn said property over to his said wards.

And Court adjourned until 9 oclock A. M. tomorrow.
Record read and signed in open Court.

Thomas J Cofer Judge

Saturday June 15th 1901 and 36th day of May Term 1901

Saturday Morning June 15th 1901.
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer, Judge.

In the guardianship of
Clifford E. Thompson

Comes now Joshua A. Armstrong, guardian of Clifford E. Thompson, and files his petition for an order authorizing him to pay money to the said Clifford E. Thompson, which petition is in the words and figures following, to-wit:
Joshua Armstrong, guardian of Clifford E. Thompson
Respectfully shows to the Court that the personal estate of said minor amounts to about $400.00. That said minor is twenty years old. That said ward is intending to marry about the first of July 1901 and wants to use $270.00 of said money in the expences incidental to said marriage and setting himself up at housekeeping and this guardian asks the Court for an order to pay over to said minor the sum of $270.00 for said purpose
Joshua Armstrong
Guardian
Subscribed and affirmed to this 15th day of June 1901
My commission expires Nov. 8-1904 James L. Clark Notary Public
And the Court being sufficiently advised in the premises finds that the prayer of said petition ought to be granted.
And the Court now therefore orders said guardian on or after the 1st day of July, 1901 to pay to said ward the sum of $270 of the funds of said ward, in the hands of said guardian, for the purpose and use of said ward in paying the expences incidental to his marriage, and the purchase of furniture, provisions etc, for the use of said ward in furnishing his home setting him up to housekeeping.

And Court adjourned until 9 oclock A. M. Monday
Record read and signed in open Court.

Thomas J Cofer Judge

Monday Morning June 17th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge.

In the Matter of the guardianship of
Maude Kerdrich and George Kerdrich } No. 1665.
minor heirs of George M. Kerdrich, deceased } Report of Sale.

Comes now Benjamin F. Kerdrich, guardian of Maude A and George Kerdrich, minor heirs of George M Kerdrich deceased, and files his report of sale herein, which report is in words and figures following, towit:-

Comes now, Benjamin F. Kerdrich, guardian of Maude A. and George Kerdrich, minor heirs of George M. Kerdrich, deceased, and shows the court that pursuant to the order of the court heretofore made, he sold the interest of his wards, towit:-

The undivided one seventh of the following real estate in Boone County, in the State of Indiana, towit:- The west half of the north-east quarter of the north west quarter of section 17, township 17, north of range 2 east, containing 20 acres, more or less. Also all that part of the east half of the north-east quarter of the north west quarter of section 17, township 17, north of range 2 east, situate and described as follows, towit:- Commencing at the north east corner of the north west quarter of section 17, township 17, north of range 2 east, and run thence south to the center of the Fishback creek, thence north west with the center of said creek to a point in the center of the Fishback Creek gravel road, thence west with the center of said road to the west line of the east half of the north east quarter of said quarter section, thence north with said line to the north line of said quarter section, thence east to the place of beginning; containing ten (10) acres more or less.

That this guardian, before selling said real estate, caused the same to be appraised by two disinterested appraisers, competent by law to make such appraisement, and that said appraisement was heretofore filed with the clerk of said court, showing the undivided interest of said wards in the above described real estate to be appraised at $280.00. That by order of said court, this guardian was

directed to sell the interest of said wards' real estate at private sale without notice, to the highest bidder for not less than the appraised value thereof; that on the 1st day of June, 1901, John Kerdrich, Frederick Kerdrich and William Kerdrich bid for said real Estate the sum of $314.28; that said bid was the highest and best bid received, and said real estate was sold to them, and said purchasers paid down in cash said sum, which is now held by this guardian to be accounted for in due process of guardianship. This guardian shows the court that said sale so made is to the best interest and advantage of said wards; and this guardian now presents to the court, this report of said sale, together with the guardian's deed conveying the interest of said wards in said real estate to said purchasers, and prays the court that this report of sale be approved and that the deed herewith tendered be approved and confirmed by the court.

Benjamin F. Kerdrich

Subscribed and sworn to before me this the 1st day of June, 1901
Com. Ex. Sept. 8, 1904 A. J. Shelby, Notary Public. (Seal)

And the court after examining said report and being sufficiently advised in the premises finds that said sale ought to be approved.

It is therefore ordered adjudged and decreed by the court that said report and sale and the same are in all things approved. And said sale is hereby in all things confirmed. And the Court now approves said deed and endorses his approval thereon as follows "Examined and approved in open court this 17th day of June 1901"

Thomas J. Cofer Judge Hendricks Ct. Ct.

And order said guardian to deliver the same to his purchaser as evidence of his title.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court.

Thomas J. Cofer Judge

Tuesday June 18th 1901 and 38th day of May Term 1901.

Tuesday Morning June 18th 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship
of Esther C. Jessup, now Esther C. Kendall } Final Report.
Come now Charles L. Jessup,
guardian of Esther C Jessup, minor heir of Ambrose Jessup,
deceased, and presents and files a final settlement report as
such guardian, wherein he shows that he is chargeable in the
sum of $1256.08 and is entitled to credit on his vouchers filed
herein in the sum of $71.74,
He further shows to the Court that on the 31st day of
October 1900, his said ward was married to Ethan Kendall, who
arrived at the full age of 21 years on the 10th day of June 1901. And
he now makes full settlement with the said ward and her
said husband and files their receipt herein for $1184.34,
He now asks that this report be approved and
that he be discharged from his bond and trust.
And the Court having examined said report and
being fully advised in the premises finds the same
correct and ought to be approved.
It is therefore considered and adjudged by
the Court that said report be in all things approved
and confirmed and that the said guardian herein be
and he is fully and finally discharged from his bond
and trust.
All of which is finally adjudged and
decreed by the Court.

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court.
Thomas J. Cofer
Judge

Wednesday June 19th 1901 and 39th day of May Term 1901

Wednesday Morning June 19th 1901
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the Guardianship
of John Roberts, of unsound mind } Current Report.
Come now Aaron Acton,
guardian of John Roberts, a person of unsound mind, and
presents to the Court a report of his doings as such
guardian, wherein he shows that as such guardian he is
chargeable with the sum of $505.75 and that he is entitled to
credits on vouchers filed herein in the sum of $207.78, leaving
a balance on hand in the sum of $297.97
He asks that this report be approved
and the trust herein continued.
And the Court having examined said report
and being fully advised in the premises, finds the same
in all things correct and that the same ought to be approved.
It is therefore considered and adjudged
by the Court that said report be and the same is in
all things approved and confirmed and that said trust
herein be and the same is continued.

And Court adjourned until 9 o'clock A.M. tomorrow.
Record read and signed in open Court.
Thomas J. Cofer
Judge

Thursday June 20th 1901 and 40th day of May Term 1901

Thursday Morning June 20th 1901
Court met pursuant to adjournment
Present Honorable Thomas J. Cofer Judge

In the matter of the guardianships of
Frank, Lizzie & Liza Masten, minors } Current & Final Report.

Comes now Elizabeth Masten, guardian of Frank, Lizzie and Liza Masten, minor heirs of David Masten, deceased, and presents to the Court a report of her doings as such guardian, wherein she shows that as guardian of Frank Masten she is chargeable with the sum of $255.49 and is entitled to credits on her vouchers in the sum of $46.01 leaving a balance on hand in the sum of $209.42, And as guardian of Lizzie Masten she is chargeable with the sum of $367.00, and is entitled to credits on her vouchers in the sum of $74.03 leaving a balance on hand in the sum of $292.97, And as guardian of Liza Masten she is chargeable with the sum of $356.40, and is entitled to credits on her vouchers in the sum of $115.01, leaving a balance on hand in the sum of $241.39, She further shows that her ward Frank Masten has arrived at the full age of 21 years, and she files his receipt herein for $209.42 balance due him,

She now asks that this report be approved and that she be discharged from her bond and trust as to her ward Frank Masten and the trust herein be continued as to her wards Lizzie and Liza Masten,

And the Court having examined said report and being fully advised in the premises finds the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that the said guardian herein be and she is fully and finally discharged from her bond and trust as to her said ward Frank Masten, and that said trust herein be and the same is continued as to her wards Lizzie and Liza Masten. All of which is finally adjudged and decreed by the Court.

And Court adjourned until 9 o'clock A. M. tomorrow
Record read and signed in open Court

Thomas J. Cofer Judge

Friday June 21st 1901 and 41st day of May Term 1901

Friday Morning June 21st 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer Judge

In the Matter of the guardianship
of Emma V Warren, a minor } Current Report.

Comes now Alva Warren guardian of Emma V. Warren, minor heir of Emma F. Warren, deceased, and presents to the Court a report of his doings as such guardian wherein he shows that as such guardian he is chargeable with the sum of $1178.27, and that he is entitled to credits on his vouchers filed herein in the sum of $1116.88, leaving a balance on hand in the sum of $61.39,

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued

Loton N. Jenkins
vs } No 1660 Judgment vs Plaintiff for
Est Eli Johnson } costs.

Comes now the Plaintiff herein by Hogate & Clark, his attorneys, and this cause is now dismissed for want of prosecution at the cost of the plaintiff.

It is therefore considered, adjudged and decreed by the Court that the plaintiff herein pay the costs of this suit laid out and expended taxed at dollars and cents.

And Court adjourned until 9 o'clock A. M. tomorrow.
Record read and signed in open Court,

Thomas J. Cofer
Judge

Saturday June 22nd 1901 and 42nd day of May Term 1901.

Saturday Morning June 22nd 1901.
Court met pursuant to adjournment.
Present Honorable Thomas J. Cofer, Judge.

In the Matter of the guardianship of Fannie J. Downard, a minor } Final Report.

Comes now James A. Downard, guardian of Fannie J. Downard, minor heir of Robert R. Catharine, and Henry F. Downard, deceased, and presents and files a final settlement report as such guardian wherein he shows that he is chargeable in the sum of $1048.26, and is entitled to credit on his vouchers filed herein in the sum of $1048.26.

He further shows that his ward has arrived at the full age of 21 years, and that he has made full and final settlement with her as shown by voucher number 191. and he now asks that this report be approved and that he be discharged from his bond and trust.

And the Court having examined said report and being fully advised in the premises finds the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that the said guardian herein be and he is fully and finally discharged from his bond and trust.

All of which is finally adjudged and decreed by the Court.

In the Matter of the guardianship of Neva Vaught, a minor } Final Report

Comes now L. M. Christie, Administrator of the Estate of Boen Vaught, guardian of Neva Vaught, minor heir of Mary E. Vaught, deceased, and presents and files a final settlement report as such guardian wherein he shows that he is chargeable in the sum of $1227.88, and is entitled to credit on his vouchers filed herein in the same sum.

He further shows that his ward has arrived at the full age of 21 years, and that

Saturday June 22nd 1901 and 42nd day of May Term 1901

he has made full and final settlement with her, and he now asks that this report be approved and that he be discharged from his bond and trust.

And the Court having examined said report and being fully advised in the premises, finds the same correct and ought to be approved.

It is therefore considered and adjudged by the Court that said report be in all things approved and confirmed and that the said guardian herein be, and he is fully and finally discharged from his bond and trust.

All of which is finally adjudged and decreed by the Court.

In the Matter of the guardianship of Ora and Daisy Todd, minors } Current Report.

Comes now Eldridge R. Ellis, guardian of Ora and Daisy Todd, minor heirs of Catharine Todd, deceased, and presents to the Court a report of his doings as such guardian, wherein he shows that as guardian of Ora Todd he is chargeable with the sum of $21.39 and is entitled to credits on his vouchers filed herein in the sum of $18.50, leaving a balance on hand in the sum of $2.89, and as guardian of Daisy Todd he is chargeable with the sum of $476.68 and is entitled to credits on his vouchers filed herein in the sum of $338.72 leaving a balance on hand in the sum of $137.96

He asks that this report be approved and the trust herein continued.

And the Court having examined said report and being fully advised in the premises, finds the same in all things correct and that the same ought to be approved.

It is therefore considered and adjudged by the Court that said report be and the same is in all things approved and confirmed and that said trust herein be and the same is continued.

In the Matter of the Estate of Permelia Drewin, deceased } Final Settlement.

Comes now John E. Parker, administrator of the estate of Permelia Drewin, deceased, by Brill & Harvey, his attorneys, and shows to the court and files an affidavit of Julian D. Hogate, Editor of The Republican a public weekly

Saturday June 22nd 1901 and 42nd day of May Term 1901

newspaper of general circulation printed and published in the county of Hendricks from which affidavit it appears that a notice of the filing of a final settlement report had been given in said newspaper for two weeks in succession, the first of which notices was published on the 14th day of February 1901, and the last on the 21st day of February 1901. Said affidavit reads as follows:-(Here Insert) And he also files the affidavit of George A Harvey, from which it appears that a like notice was posted at the door of the Court House in Hendricks county on the 7th day of February 1901. Said affidavit reads as follows-(Here Insert) And now the final settlement report herein comes on to be heard. And after examining said report and being fully advised in the premises the court doth say and find that said report was filed in the office of the Clerk of this Court on the 7th day of February 1901, and by an endorsement in writing on the back thereof was set for hearing on the 4th day of March 1901. The Court also finds said administrator chargable with the sum of $2374.30 and that he is entitled to credits on his vouchers filed in the same sum. The court finds said report correct and the same ought to be approved.

It is therefore, ordered, adjudged and decreed by the Court that said final report be and the same is hereby in all things approved and confirmed, said estate is now declared finally settled and said administrator is fully and finally discharged from his bond and trust All of which is finally ordered, adjudged and decreed by the Court.

Ordered by the Court that all causes; reports both of Estates and guardianships, and all pleas, motions and demurrers, etc., not disposed of at the present Term of this Court be continued to the September Term 1901 of said Court.

And Court adjourned until Court in course.

Thomas J Cofer
Judge