

**FINAL
RECORD
NO. 31**

1927
RECORD

FINAL

**NO.
31**

**PRO. COURT
UNION
COUNTY**

**FINAL
RECORD
NO. 31**

No. **F** 2678 **4**

The Johnson & Watson



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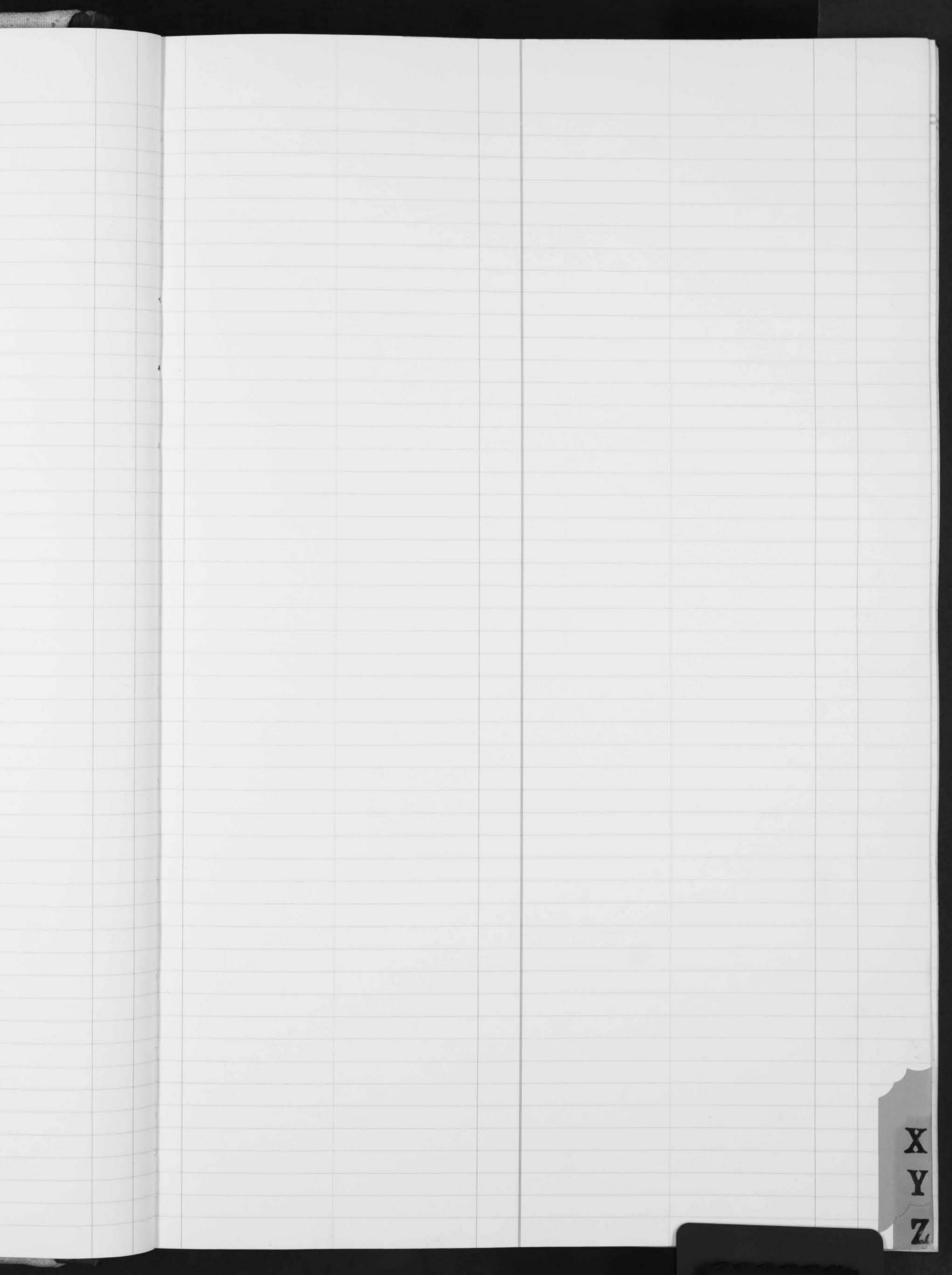
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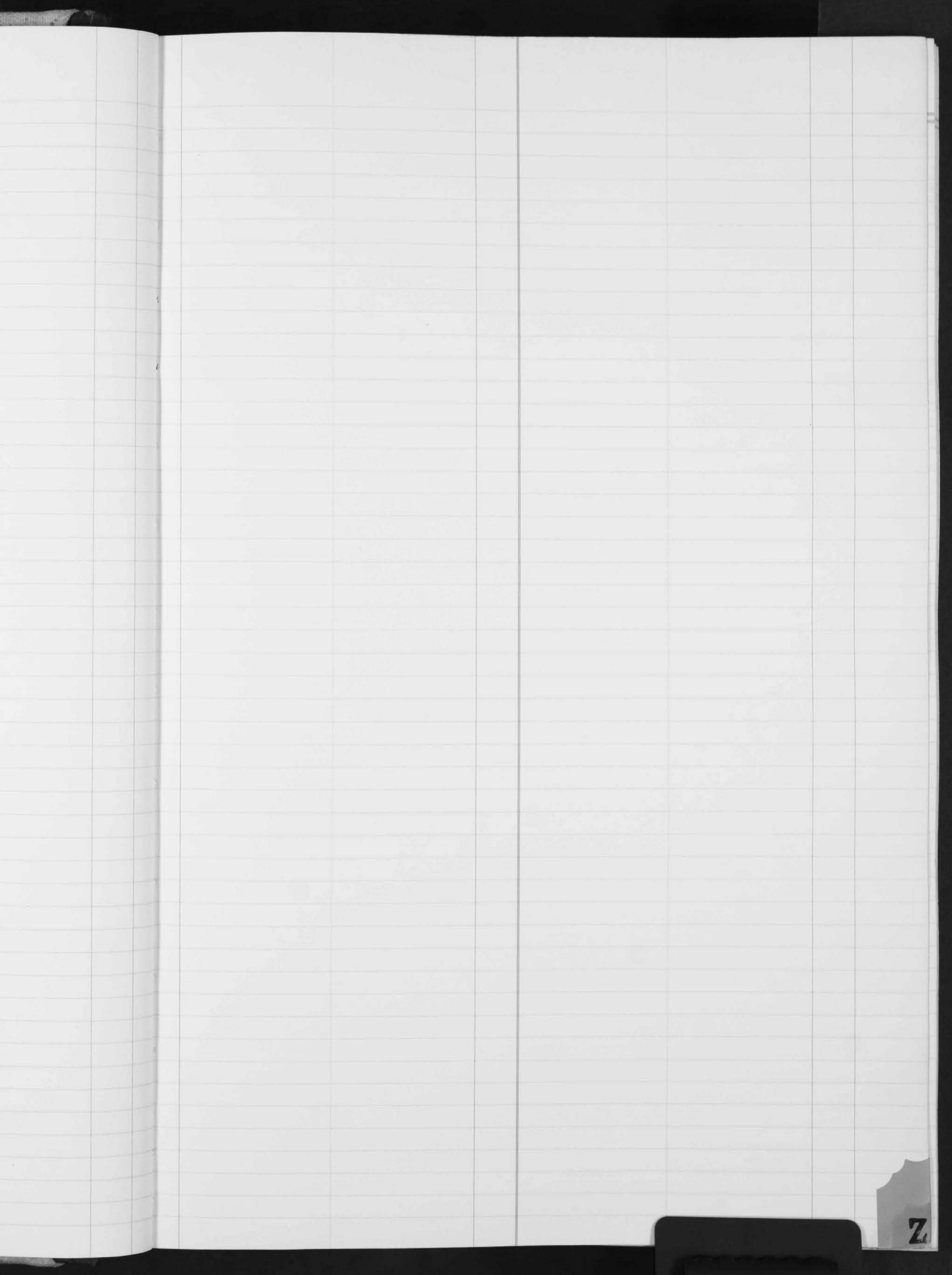
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Final Record, Union County Probate Court

95-5-6
Filed Jan. 26th
1921
C. A. Hoopes
att'y.

Petition for Sale of Real Estate to Pay Debts.
Probate Court, Union County, Ohio,
No. 9556

Harry L. Amrine, Executor, of
The Estate of Susaw E. Amrine, Deceased,
vs. Plaintiff
Harry L. Amrine, Bertha Forsythe,
Jerry Amrine, Rhoda Key, Hazel Estep,
Ellsworth Amrine, Defendants.

Civil Action
Petition To Sell Real Estate.

Petition.

The Plaintiff represents that he is the duly appointed and qualified executor of the estate of Susaw E. Amrine, deceased; that the amount of debts due from the deceased is Three Hundred and Fifty Dollars, as near as can be ascertained, that the charges of Administration of said estate will amount to about One Hundred Dollars; and that the total value of the personal estate and effects of said deceased is but Two Hundred and Ten Dollars, being wholly insufficient to pay the debts and costs aforesaid. The plaintiff further represents that said Susaw E. Amrine died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to wit: In the Township of Paris, and part of Survey No. 3352, and bounded and described as follows: Beginning at a stake in the center of the Infirmary Road at the Northmost corner of Dew Estep's lot; thence with Estep's line south 8 1/2° E. 59.8 poles to a stake in the Waldo Road, at another corner of Estep's; thence with the center of said Waldo Road, south sixty-nine degrees, west 33.8 poles to the corner of Cyrus William's lot; thence with the William's line N. 8 1/2° West 66.60 poles to the center of said road; thence with the center of said road and the survey line N. 82° E. 32.20 poles to the beginning, containing 17 acres 103 poles.

The said decedent died leaving no widow who is entitled to dower in said premises; that the defendants, Bertha Forsythe, Jerry Amrine, Rhoda Key, Hazel Estep, Ellsworth Amrine and Harry L. Amrine, are the only heirs of said decedent, having the next estate of inheritance from said Susaw E. Amrine, deceased, in said premises. The Plaintiff therefore prays that your petitioner may be authorized and ordered to sell said real estate according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

95-5-6
Cash

The State of Ohio, Union County, ss.
Harry L. Amrine the within named Plaintiff

Final Record, Union County Probate Court

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bring duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief.

Harry L. Amrine.

Sworn to before me and signed in my presence, this 26th day of January, 1921. *Ed. W. Hoopes, Notary Public*

95-5-6

Journal Entry: In the Probate Court of Union County, Ohio,

Harry L. Amrine, Executor of the Estate of Susan E. Amrine, deceased

January 26th 1921.

Case no. 95-5-6

Journal Entry.

Filing Petition To Sell.

Real Estate.

Filing Petition

To Sell

Real Estate

vs. Plaintiff. Harry L. Amrine et al. Defendants.

This day came the Plaintiff Harry L. Amrine Executor of the estate of Susan E. Amrine, deceased, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Susan E. Amrine, deceased, to pay the debts, and the costs of administering the estate, of the said decedent. Whereupon, it is considered, and ordered by this Court, that the said petition be filed, and that due and legal notice of the filing, pendency and prayer of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

Edward W. Porter, Probate Judge.

Wainor of Process.

In the Probate Court of Union County, Ohio.

no. 95-5-6

Petition To Sell Real Estate

Wainor

Harry L. Amrine, Executor of the estate of Susan E. Amrine.

vs. Plaintiff

Harry L. Amrine, Bertha Fosythe,

Jerry Amrine, Rhoda Coy,

Hazel Estep, and Ellsworth Amrine.

Defendants.

Wainor of Process, and

Consent To Sell.

We, the undersigned parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby wain service of process and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived, and we consent that said Petition may be heard at such time as may be by the Court ordered.

Jerry Amrine, Bertha Fosythe, Ed. Amrine, Harry L. Amrine, Hazel E. Estep, Rhoda W. Coy.

95-5-6

Orders

Approving appra. and for Bond

Journal Entry: Orders Approving appraisement and for Bond. Harry L. Amrine, Executor of the estate of Susan E. Amrine, Dec. vs. Plaintiff Harry L. Amrine et al. Defendants.

January 26th 1921

Petition To Sell Real Estate

Orders For Bond.

95-5-6

Order

For

Appraisement

95-5-6

Order

of

Appraisement

Final Record, Union County Probate Court

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This day came the said Plaintiff, by his attorney, and produced to the court, the report of an appraisement herein made by B. F. Stanfield, W. P. O'Brien and John H. Kinkade in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said Harry L. Amrine execute within five days, to the State of Ohio, a bond with sufficient freehold sureties, to be approved by the Court, in the sum of thirty four hundred dollars, conditioned according to law. and this cause is continued

Edward H. Porter, Probate Judge.

95-5-6

Journal Entry:

Probate Court Union County, Ohio.

January 26th 1921.

No. 95-5-6

Harry L. Amrine, Executor of the estate of Susan E. Amrine, Deceased, Plaintiff

Order

For

Appraisement

Harry L. Amrine, et al. Defendants. Order For Appraisement. This day this cause came on to be heard upon the petition, proofs, and exhibits the Court find that all the defendants have been duly served with process, or have voluntarily entered their appearance in the case; and that as set forth in the petition, it is necessary to sell the real estate, therein described, to pay the debts of the said Susan E. Amrine, deceased.

It is therefore ordered and adjudged by the Court, that the said premises be appraised first of doors by the oaths of B. F. Stanfield, W. P. O'Brien and John H. Kinkade, judicious and disinterested freeholders of the vicinity, whom the Court hereby appoint for that purpose and that they return their proceedings to this Court for confirmation. Edward H. Porter, Probate Judge.

Order Of Appraisement

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Order

Of

Appraisement

The State of Ohio, Union County, ss. Probate Court. To Harry L. Amrine, Executor of the estate of Susan E. Amrine, Deceased, Esq.:

In obedience to an order and decree of The Probate Court, within and for said County, made this day in a certain cause, wherein you as Executor are Plaintiff and Harry L. Amrine et al. are Defendants, you are commanded that by the oaths of B. F. Stanfield, W. P. O'Brien, and John H. Kinkade judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of this County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement

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95-56 to be made according to law, of the following described premises, situate in the County of Union and State of Ohio in the Township of Paris, and part of Survey No 3352. Land bounded and described as follows: Beginning at a stake in the center of the Infirmary Road at the northwest corner of Ben Estep's lot; thence with Estep's line S. 8 1/2° E. 59.8 poles to a stake in the Waldo Road at another corner of Estep's; thence with the center of said Waldo Road about 69° N. 33.8 poles to the corner of Cyrus Williams' lot; thence with the Williams line N. 8 1/2° West 66.60 poles to the center of said road; thence with the center of said road and the survey line N. 87° E. 32.20 poles to the beginning. Containing 12 acres 10 3 poles.

You will make return of your proceedings herein, to our said Probate Court forthwith upon execution of said order, and have you then and there this writ. Witness my signature as Judge and Ex-officio Clerk of our said Probate Court, and the seal of said Court, at Marysville, Ohio, this 26th day of January, 1921. *Edmund W. Porter, Probate Judge.*

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Bond

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceeding hereto attached. Dated the 26th day of January, 1921.
Harry L. Ammons.

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Oath of Appraisers

Oath of Appraisers.
The State of Ohio, Union County, ss. We, the undersigned Appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order. B.F. Stauffer, H.P.O. Brien; John W. Kirkade, Appraisers. Sworn to before me, and signed in my presence, this 26th day of January 1921. *C.A. Hoopes, Notary Public*

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Appraisers' Return

Appraisers' Return.
In obedience to the foregoing order, after being first duly sworn, and upon actual view, of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at Seventeen Hundred and 00/100 Dollars. Given under our hands, this 2nd day of February 1921. B.F. Stauffer; H.P.O. Brien; John W. Kirkade, Appraisers.

95-56

Application for Sale Real Estate at Private Sale

Application for Sale Real Estate at Private Sale
Harry L. Ammons, Executor of the Estate of Susan E. Ammons, Dec'd. Plaintiff
vs.
Harry L. Ammons, et al. Defendants
Application.
The said Plaintiff represents that it would be for the

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affidavit of Disinterested Persons.

95-56

Bond.

Final Record, Union County Probate Court

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Real Estate
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best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: That said real estate can be sold to a better advantage and for a larger sum at private than at public sale. And he therefore asks for an order authorizing him to sell said real estate at private sale, Harry Amrine, Ex. of the Estate of Susan E. Amrine.

The State of Ohio, Union County, ss. Harry L. Amrine, being duly sworn, says that the various matters set forth in the foregoing Application are true as he verily believes.
Harry Amrine.

Known to before me and signed in my presence, this 26th day of January 1921. C.A. Koopfer, Notary Public, Seal

95-56

Affidavit
of
Disinterested
Persons.

Affidavit of Disinterested Persons.
The State of Ohio, Union County, ss.
W. F. Stanfield and W. P. O'Brien being duly sworn, say that they know the facts set forth in the application to which this Affidavit is attached: That they have no interest whatever in the matters therein referred to, and that it will be shown for the interest of the said Estate to sell said real estate at private sale than at public sale, as they verily believe.
W. F. Stanfield W. P. O'Brien.

Known to before me and signed in my presence, this 26th day of January, 1921. C.A. Koopfer, Notary Public Seal
Bond.

95-56

Bond.

Know all Men by these Presents: That we Harry L. Amrine, Calvin Eastep and Hazel Eastep, are bred and firmly bound unto the State of Ohio, in the sum of Twenty-four hundred and 7/100 Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us, and dated at Marysville, Ohio, this 26th day of January, 1921. The Condition of the above

Obligation is such, that whereas, the above bound Harry L. Amrine was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Executor of the estate of Susan E. Amrine deceased,

And whereas, the said Harry L. Amrine as such Executor has filed a petition in said Probate Court, asking for the sale of certain Real Estate of said decedent described in said petition; And, whereas, said Court, on the 26th day of January 1921, made an order requiring said Executor to execute a bond according to the Statute in such cases made and provided. Now, if the said Harry L. Amrine Executor as aforesaid, shall account

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for all the further assets arising from the sale of said Real Estate and that shall remain after payment of the debts and charges for which the land shall be sold, and to dispose of the same according to law: then this obligation to be void, otherwise to remain in full force.

Harry Ammirer, Hazel Eastep, Calvin Eastep.

This Bond approved in open Court this 26th day of January, 1921.
Edward H. Porter, Probate Judge

95-56

Order Approving Bond for Private Sale

Journal Entry: Order Approving Bond for Private Sale - Probate Court, Union County, Ohio

January, 26th 1921
Harry D. Ammirer, Executor of the Estate of Susan E. Ammirer, Dec'd. Plaintiff vs. Plaintiff

Harry L. Ammirer, et al. Defendants, Order of Sale.

This day this cause came on further to be heard, and it appearing to the Court that the said Harry L. Ammirer, the Plaintiff above named has given bond as heretofore ordered, in the sum of thirty four hundred dollars, with B. H. Stauffer, and W. P. O'Brien and John H. Kinkade furnishers as sureties, it is ordered that said bond be and hereby is approved. And it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale,

It is therefore further ordered that said Harry L. Ammirer, as such Executor proceed to sell said real estate, at private sale, for not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale. And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

Edward H. Porter, Probate Judge.

95-56

Order of Sale, Free of Doms.

Order of Sale.

The State of Ohio, Union County, ss. Probate Court.

To Harry L. Ammirer, as Executor of the Estate of Susan E. Ammirer, deceased. Meeting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Executor of the estate of Susan E. Ammirer, deceased, are Plaintiff and Harry L. Ammirer et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than two-thirds the appraised value thereof the following described premises, to wit: Situate in the County of Union and State of Ohio, in the Townships of Paris, and part of Survey No. 3352, and bounded and described as follows: Beginning at a stake in the center of the Infirmary Road at the North west corner of Ben Eastep's

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Order Approving and Confirming Sale

Final Record, Union County Probate Court

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lot; thence with Estep's line S. 8 1/2° East 59.8 poles to a stake in the Waldo Road, at another corner of Estep's; thence with the center of said Waldo Road, about 69° 43.8 poles to the corner of Cyrus Williams' lot; thence with the Williams' line N. 8 1/2° West 66.60 poles to the center of said road; thence with the center of said road and the survey line N. 82° E. 32.20 poles to the beginning, containing 12 acres 103 poles. Said sale to be free of doubt and to be upon the following terms: Cash in hand paid day of sale. You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 2^d day of February 1921. ^{Edw.} Edward H. Porter, Probate Judge.

95-5-6

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached.
Dated the 2^d day of February, 1921. Harry L. Amrine, Return.

95-5-6

Report of Sale

In obedience to the within order, I sold said premises on the 2^d day of February 1921, to George Blumenschein and Margaret Blumenschein for the sum of Seventeen Hundred Dollars, said sum being the appraised value of the same. Harry L. Amrine.
Dated the 2^d day of February, 1921.

The State of Ohio, Union County, ss.
The above named Harry L. Amrine, being duly sworn says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.
Harry L. Amrine.

95-5-6

Orders Approving and Confirming Sale

known to before me and signed in my presence this 2^d day of February 1921. ^{Edw.} E. A. Hooper Notary Public.
Journal Entry: Orders Approving and Confirming Sale.
Probate Court, Union County, Ohio, Feb. 2, 1921.
Harry L. Amrine, executor of the estate of Susan E. Amrine, Deceased. Plaintiff
Petitioner To Sell Real Estate.
Harry L. Amrine, et al. Defendants. Order Approving and Confirming Sale.
This day this cause coming on to be heard on the report of Harry L. Amrine, Executor of the estate of Susan E. Amrine, deceased, of his proceeding and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having

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Carefully examined said report, and finding the proceedings of said petition in all respects correct, and being satisfied that said sale was fairly and legally made. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Susan E. Armine, deceased, in said real estate, to the purchaser, George Blumenschein, and Margant Blumenschein, upon the said purchase, paying in full, purchase price of \$1700.00. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$--

Edward W. Porter, Probate Judge.

9417

9520
Filed
Dec. 27th 1920
J. M. Bordinatti
attorney

9417
Filed
Feb. 12th 1921

In the matter of the Estate of Coridon M^c Allister, Deceased.
Application to Extend Time For Sale of Personal Property
Probate Court, Union County, Ohio.

In the matter of
The Estate of Coridon M^c Allister, Deceased.
Jimmie E. M^c Allister and Fred A. M^c Allister, Administrators of the estate of Coridon M^c Allister, deceased, respectfully represent to the Court that they have been and are unable to sell the personal property belonging to said estate within three months from the date of their giving bond herein, for the following reasons to-wit: That the said property consists of an interest in certain farm chattels, and that under the term of a certain lease whereby the decedent, in his life time leased to one Chester Cameron, certain farm lands, said Cameron had the right to hold and use said Chattels until the First day of March, 1921, and that a sale can not be made until the expiration of said period. Wherefore, for the reasons set out, said Administrators pray that they be granted additional time until the First day of April, 1921, to make sale of said property.

Jimmie E. M^c Allister, Fred A. M^c Allister.

Adms. of the estate of said Coridon M^c Allister, Deceased,
Entry:
Probate Court, Union County, Ohio.

9417
Order

In the matter of
The Estate of
Coridon M^c Allister, Deceased.

This day this matter came on to be heard upon the application of Jimmie E. M^c Allister and Fred A. M^c Allister, Administrators of the estate of Coridon M^c Allister, deceased, for an order of the Court extending the time for making sale of the personal property belonging to said estate, and the same was submitted to the Court. Whereupon, the Court finds that there is good reason for granting

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Final Record, Union County Probate Court

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Decid. Personal Property, County, Ohio.

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Deceased, County, Ohio.

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such extension and it is hereby ordered that the time therefor be extended to the First day of April, 1921. H. H. Husted, Probate Judge.

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Filed Dec. 27th 1920. J. M. Brannick attorney

Guardian's Petition To sell Real Estate. Grant Brock, Guardian of Candace Hill, a Lunatic, Plaintiff His said Ward, and Maggie Lane, Sammie Hill, and Park Hill, Defendants.

Probate Court, Union County, Ohio. No. 9520 Petition To sell Real Estate.

Petition

The Plaintiff represents that he is the duly appointed and qualified Guardian of Candace Hill of the age of 69 years. on the 16th day of December, 1920. and residing with Dr. Tarbell (Sanitarium) at Worthington, Ohio. That said Maggie Lane, Sammie Hill, and Park Hill are the children and next of kin of said Candace Hill. That said Ward is the owner in fee simple of the following described real estate, situated in the County of Union, State of Ohio, and in the Township of Mill Creek, to-wit: Part of Survey No 5609 and bounded and described as follows: Beginning at a stone in the center of the Henderson Gravel road, and at the northeast corner of Sammie Hills, 20-acre tract; thence with the center of said road S. 86° 45' E. 38 poles to a stone at the north east corner of Maggie Lane's land; thence with three consecutive lines of said Maggie Lane's land N. 86° 45' W. 2.75 poles to a stone, and thence S. 27. 27 poles to a stone; and thence S. 5° 30' E. 59.10 poles to a stone in the south line of said survey, thence with said line S. 82° W. 29. 80 poles to a stone in the north east corner of the said Sammie Hills land; thence with the east line of said tract N. 5° 30' W. 92.48 poles to the beginning. Containing 16.75 acres, more or less. Said real estate is worth annually Eighty-five dollars. That said Plaintiff has received rents from the real estate of his Ward for one year. That the sale of said real estate is necessary for the reason that said property is depreciating in value, and there is not sufficient estate of said Ward to improve said real estate which is necessary for the proper preservation of the buildings on said farm. Plaintiff has a chance to sell said property to the best advantage of said Ward.

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The Plaintiff therefore prays that said Candace

Final Record, Union County Probate Court

95-20

Hill, Maggie Lane, Sammie Hill, and Park Hill may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell real estate for the reasons and purposes hereinbefore proposed, and for other proper relief. Grant Brock, Guardian.

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The State of Ohio, Union County ss.

Grant Brock

Grant Brock, being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes.

Grant Brock

Sworn to before me and signed in my presence, this 27th day of December, 1920. Edward H. Porter, Probate Judge.

95-20

Order Fixing Time of Hearing and for Notice

Journal Entry: Order Fixing Time of Hearing, and for Notice, Probate Court, Union County, Ohio, December, 27th 1920.

Grant Brock, Guardian of Candace Hill,

December, 27th 1920. Plaintiff

vs. His Ward, et al. Defendants. Order for Notice.

This day Grant Brock, Guardian of Candace Hill, Lunatic, appeared in open court and filed his petition duly verified asking for the sale of real estate therein described, belonging to his said Ward. It is ordered that the time of hearing said petition be and hereby is fixed for the 3rd day of January 1921, at one o'clock P.M.

It is further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said Candace Hill his Ward, and to Maggie Lane, Sammie Hill, and Park Hill, all persons entitled to the next Estate inheritance in such real estate, Defendants; in writing to be served upon them personally, and by leaving copies thereof, at the usual place of those who can not be served personally, three days before said day of hearing, and this cause is continued.

Edward H. Porter, Probate Judge

95-20

Notice

Notice

The State of Ohio, Union County ss.

To Candace Hill, Maggie Lane, Sammie Hill, and Park Hill, you are hereby notified, that on the 27th day of December, 1920, the undersigned as Guardian, filed in the Probate Court of Union County, Ohio, a petition, the object and prayer of which is to procure said Court to order the sale of the Real Estate of the said Candace Hill situated in the County of Union, in the State of Ohio, and in the Township of Mill Creek, and described as follows, to wit:

Part of Survey No. 5609, and bounded and described

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affidavit of Service.

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Order on Hearing of Appraisement etc.

Final Record, Union County Probate Court

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as follows: Beginning at a stone, in the center of the Henderson Grant Road and at the northeast corner of Sammie Mills 25-acre tract; thence with the center of said road S. 86° 45' E. 35 poles to a stone at the northeast corner of Maggie Lane's land; thence with three consecutive lines of said Maggie Lane's land, S. 27.77 poles to a stone ^{and thence N. 86° 45' W. 21 poles to a stone} and thence S. 5° 30' E. 59.10 poles to a stone; thence with said line S. 82° W. 29.80 poles to a stone in the northeast corner of the said Sammie Mills land; thence with the east line of said tract N. 5° 30' W. 92.48 poles to the beginning, containing 16.75 acres, more or less.

Said petition will be for hearing by said court on the 3-day of January, 1921, at one o'clock P.M., at which time an order will be asked, as prayed for in said petition. Dated this 27th day of December, 1920.
Grant Brock, Guardian of Candace Mill,
Wainor of Service

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Mr. the undersigned defendants herein hereby waive the issuing and service of process and voluntarily enter our appearance herein this 28th of December, A.D. 1920.
Sammie Mills, Park Hill, Maggie Lane.

95-20

affidavit of Service

Affidavit of Service
The State of Ohio, Union County, ss.
I, Grant Brock being duly sworn, say, that on the 30th day of December, 1920, I served this writ by delivering a true copy thereof, personally, to the following named person, to-wit: Candace Mill, Lunatic, Grant Brock, Esq.

95-20

Orders on Hearing of Appraisement etc.

known to before me and signed in my presence, this 3rd day of January, 1921.
Journal Entry; Orders on Hearing of Appraisement, etc.
Edward W. Porter, Probate Judge
Probate Court, Union County, Ohio,
January, 3rd, 1921.
Grant Brock, Guardian of Candace Mill, Lunatic
B. Plaintiff
His Ward et al, Defendants. Order of appraisement

This day this cause came on to be heard upon the petition, evidence and testimony and the court being fully advised in the premises finds: That all the defendants herein have been duly and legally notified of the pendency and prayer of the petition, and are now properly before the court; that the statements and allegations in said petition are true. And the court being satisfied that the real estate described in the petition ought to be sold as prayed for.

It is ordered that Stephen Long, W. S. Blaney, and B. W. Hoages, judicious freeholders, of the County, and

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Final Record, Union County Probate Court

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not of kin to the petitioner, be and they hereby are appointed to appraise said lands at their fair cash value, free from down therein. It is further ordered that said appraisers be sworn as required by law, and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 6th day of January 1921, and this cause is continued.

Eduard H. Porter, Probate Judge.

95-20

Order Of Appraisement.

Probate Court

Order of Appraisement

The State of Ohio, Union County ss.

To Grant Brock, Guardian of Candace Brill, Greeting: In obedience to an order and decree of the Probate Court within and for said County, made this day in a certain cause wherein you as Guardian as aforesaid are Plaintiff and Candace Brill et al. are Defendants, you are commanded that by the oaths of Stephen A. Long, Bert Hays, and W. B. Blaney, judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County, in which said real estate is situated, and upon actual view you cause a just valuation and appraisement to be made according to law, of the following described premises, free from down therein, to wit: Situated in the County of Union, State of Ohio, and in the Township of Mill Creek, Part of Survey No. 5609 and bounded and described as follows: Beginning at a stone in the center of the Henderson Grand Road, and at the north east corner of Sammie Hill's 25-acre tract; thence with the center of said road S. 86° 45' E. 25 poles to a stone at the north east corner of Maggie Lani's land; thence with three consecutive lines of said Maggie Lani's land; S. 27.27 poles to a stone; ^{and thence N. 86° 45' W. 2 poles to a stone} and thence S. 5° 30' E. 59.10 poles to a stone in the south line of said Survey; thence with said line S. 82° W. 29.80 poles to a stone in the north east corner of the said Sammie Hill's land; thence with the east line of said tract N. 5° 30' W. 92.48 poles to the beginning, containing 16.75 acres more or less, you will make return of your proceedings herein to our said Probate Court forth with upon execution of said order, and have you then and there this writ.

Witness my signature as Judge and Ex officio Clerk, of our said Probate Court and the Seal of said Court, at Mansfield, Ohio, this 3rd day of January, 1921.

Eduard H. Porter, Probate Judge.

95-20 Return

To the Probate Court, of Union County, Ohio. In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear

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Cash of Appraisers

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Appraisers Returns

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Orders Approving for Bond

95-20

Appl. to Sell Real Estate at Private Sale

Final Record, Union County Probate Court

95-20 by the proceedings hereto attached, Dated the 6th day of January 1921.
Grant Brock, Guardian of Candace Hill.

95-20 Oath of Appraisers.
The State of Ohio, Union County, ss.
Oath We, the undersigned appraisers, do make solemn oath of that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.
Stephen Long, W. L. Blaney, B. W. Hays, Appraisers.
Known to before me, and signed in my presence, this 5th day of January, 1921. Abn Cochenour, Justice of Peace.

95-20 Appraisers' Return.
In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at Four thousand eight hundred (\$4800) Dollars, free from debt.
Known under our hands, this 5th day of January, 1921.
Stephen Long, W. L. Blaney, B. W. Hays, Appraisers.
Fees of Appraisers \$2.00 per day each \$6.00

95-20 Journal Entry: Orders Approving appraisement and for Bond, Probate Court, Union County, Ohio, January, 6th 1921.
Grant Brock, Guardian of Candace Hill, Lumatic, Plaintiff.
His Ward, et al. Defendants. Orders For Bond -

Approving and For Bond, This day came the said Plaintiff, by his attorney and produced to the court, the report of an appraisement herein made by Stephen Long, W. L. Blaney and B. W. Hays, in pursuance of a former order of this court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said Grant Brock execute within one day, to the State of Ohio, a bond with sufficient free hold sureties, to be approved by the court, in the sum of Five Thousand and Six Hundred Dollars, conditioned according to law, and this cause is continued.
Edward H. Potter, Probate Judge.

95-20 Application To Sell Real Estate at Private Sale Probate Court, Union County, Ohio.
Grant Brock, Guardian of Candace Hill, Lumatic, Plaintiff.
His Ward, et al. Defendants. Application.

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Final Record, Union County Probate Court

9520 The said Plaintiff represents that it would be for the best interest of the said Ward, to sell the real estate described in the petition in this case at private sale, for the following reasons:

- 1- The tract of land to be sold is a small tract and is not conducive to competitive bidding.
- 2- The cost of Advertising can be saved at private sale.
- 3- Plaintiff already has a prospective purchaser for said premises at a price not less than the appraised value thereof.

And he therefore asks for an order authorizing him to sell said real estate at private sale.

Grant Brock, Guardian of Candace Hill,

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9520 The State of Ohio, Union County, ss.
 Cash Grant Brock, being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes.

9520
 Order
 Approving
 Bond
 for
 Private Sale.

sworn to before me and signed in my presence, this 6th day of January 1921. *Edmund H. Porter, Probate Judge*

Affidavit of Disinterested Persons.

9520 The State of Ohio, Union County, ss.
 Affidavit of Disinterested Persons. Frank Collier, Sanford Conklin, and Chase Doherty, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatsoever in the matters therein referred to, and that it will be more for the interest of the said Ward, to sell said real estate at private sale than at public sale, as they verily believe. Frank Collier, Sanford Conklin, Chase Doherty, sworn to before me and signed in my presence, this 3rd day of January, 1921. *Agnes D. Porter, Deputy Clerk.*

9520

Guardian's Bond

Bond

Know all Men by these Presents, that Mr. Grant Brock as principal and Frank Collier and Chase Doherty as sureties are held and firmly bound unto the State of Ohio, in the sum of Five Thousand and Six Hundred Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us, and dated at Marysville, Ohio, this 6th day of January A.D. 1921.

The condition of the above obligation is such that whereas the above bound Grant Brock was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of Candace Hill. And, whereas, the said Grant Brock as such, Guardian, has filed a petition in said Probate Court, asking an order for the sale of certain real estate of said Ward, described in said petition, which under

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 Order
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Final Record, Union County Probate Court

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proceedings in said court duly had, has been appraised at the sum of Four Thousand Eight hundred Dollars (\$4800-00) And whereas said court, on the 3- day of January, 1921, made an order requiring said Guardian to execute a bond according to the Statute in such cases made and provided. Now if the said Grant Brock, as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for all money arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

Grant Brock, Frank Collier, Chase Doherty,
Executed in the presence of John M. Bordick, William B. Deamus,
This Bond approved in open court, this 6- day of January, 1921.
Eduard W. Porter, Probate Judge.

95-20
Orders
Approving
Bond
for
Private Sale

Journal Entry: Order Approving Bond for Private Sale, etc.
Probate Court, Union County, Ohio,
Grant Brock, Guardian, January 6- 1921.
of Candace Mill, domestic, Plaintiff
vs. Plaintiff
his Ward, et al. Defendants Order of Sale.

This day this cause came on further to be heard, and it appearing to the court, that the said Grant Brock as such guardian the plaintiff above named has given bond as heretofore ordered, in the sum of Nine Thousand and six hundred Dollars, with Frank Collier and Chase Doherty freeholders as sureties, it is ordered that said bond be and hereby is approved,

And it being made to appear to the Court, upon satisfactory evidence, that it would be more for the interest of said Ward to sell the real estate described in the petition at private sale. It is therefore ordered that said Grant Brock, as such Guardian proceed to sell said real estate free from debt at private sale for not less than the appraised value thereof, on the following terms, to wit: \$2000.00 cash in hand on day of sale, and the remaining \$3000.00 in five equal annual payments of \$600.00 each with 6% interest on deferred payments to be secured by mortgage on the premises, sold and to bear interest from the day of sale, payable annually. And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is Continued.
Eduard W. Porter, Probate Judge

95-20
Order
of
Sale

Order Of Sale,
The State of Ohio, Union County, ss. Probate Court
To Grant Brock Guardian of Candace Mill, domestic, Meeting:
In obedience to an order and decree of the Probate

Final Record, Union County Probate Court

9520

Court, within and for said County, made this day, in a certain cause No. 9520 now pending in said Court, wherein you as Guardian of Candace Mill are Plaintiff and your Ward et al. are Defendants, you are commended to proceed according to law, to sell at private sale, for not less than the appraised value thereof free from debt, the following described premises to wit: Situate in the County of Union State of Ohio, and in the Township of Mill Creek, Part of Survey No. 5609 and bounded and described as follows: Beginning at a stone in the center of the Henderson grant road, and at the northeast corner of Sammie Mills 25-acre tract; thence with the center of said road S. 86° 45' E. 35 poles to a stone at the north east corner of Maggie Lanes, land; thence with three consecutive lines of said Maggie Lane's land, S. 86° 45' W. 27.27 poles to a stone; and thence S. 30° E. 59.10 poles to a stone in the south line of said survey; thence with said line S. 82° W. 29.50 poles to a stone, in the northeast corner of said Sammie Mills' land; thence with the east line of said tract N. 5° 30' W. 92.48 poles to the beginning. Containing 16.75 acres more or less.

Said sale to be upon the following terms \$2100.00 (terated as cash, in form of a check for \$750.00 and a \$1350.00 note - 4% secured, and cash in hand on day of sale, and the remaining \$3000.00 in five equal annual payments of \$600.00 each, with 6% interest on deferred payments, and to be secured by mortgage on the premises.

You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the Seal of said Probate Court at Marysville, Ohio, this 6th day of January, A.D. 1921.

Edward W. Porter, Probate Judge.

Return.

9520

To the Probate Court, of Union County, Ohio:

Return

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 21st day of January, 1921, Grant Brock, Guardian of Candace Mill.

9520

Report of Sale.

Report of

In obedience to the within order, I sold said premises on the 21st day of January, A. D. 1921, to William Kalish and Ada Kalish, his wife, for the sum of Five Thousand and One hundred Dollars, said sum being more than the appraised value of the same.

Grant Brock Guardian of Candace Mill Sumatic, Kentucky, Dated the 21st day of January A. D. 1921.

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The State of Ohio, Union County, ss.

The above named Grant Brock Guardian of Candace Mill being duly sworn, says that the sale above reported has been made after diligent endeavor

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Orders
Approving
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Final Record, Union County Probate Court

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to obtain the best price for said property, and that
 said sale is for the highest price he could get for
 said property. Grant Brock, Guardian as aforesaid,
 known to before me and signed in my presence. This 21-
 day of January, A. D. 1921. Edward H. Porter, Probate Judge

9520

Journal Entry: Order Approving and Confirming Sale,
 Probate Court, Union County, Ohio.

Orders
 Approving
 and
 Confirming
 Sale.

Grant Brock, Guardian of, January 21-1921.
 Candace Hill, Plaintiff. Petition to Sell Real Estate,
 vs

His Ward, et al. Defendants. Order Approving and Confirming Sale.

This day this cause coming on to be heard on the
 report of Grant Brock, Guardian of Candace Hill Lumatic,
 of his proceeding and sale under the former order of this
 Court; and upon the motion of said petitioner to
 confirm the sale made in obedience to said order;
 the court having carefully examined said report, and
 finding the proceedings of said petitioner in all res-
 pects correct, and being satisfied that said sale
 was fairly and legally made. It is ordered

that the same be and lawfully is approved and
 confirmed. It is further ordered that said petitioner
 execute a deed of all the right, title and interest
 of the said Candace Hill Lumatic as aforesaid, in said
 real estate, to the purchasers William Kalish, and Ada
 Kalish, his wife, upon the said purchasers, paying
 the purchase money, in the following manner, to wit:
 \$750.00 in cash; \$3000.00 in notes as described in the
 mortgage herein; and the assumption of a \$1350.00
 mortgage heretofore given to said William Kalish by
 A.C. Wolford and Laura Wolford. Vol. 83. Pg. 142.

It is further ordered that this proceeding be recorded,
 and that said petitioner pay the costs herein taxed
 at \$- within ten days. Edward H. Porter, Probate Judge

Final Record, Union County Probate Court

95-71

Filed

March 3-1921

J. M. Bonduck
Atty.

Guardian's Petition To Sell Real Estate.

Probate Court, Union County, Ohio.

No. 95-71

Petition To Sell Real Estate.

Nellie Peters, Guardian
of Harold Kerne, Minor.
Plaintiff

v.

Harold Kerne and
Walter B. Moss, and
Nellie Peters, Defendants.

Petitioner.

The Plaintiff represents that she is the duly appointed and qualified Guardian of Harold Kerne, of the age of 19 years on the 9th day of January 1921, and residing with Walter Moss, at 2714 West 32nd Street, Cleveand, Ohio.

That said Ward is the owner in fee simple of the undivided one-third of the following described real estate, situated in the County of Union State of Ohio, and in the Township of Union, to-wit:

First Tract: Part of Survey No. 7789, Being Lot No. 13 of the subdivision of the A. A. Woodworth estate. Beginning at a tile in the line of lands owned by the heirs of James Fullington deceased, and north-easterly corner of Lot No. 12, of said subdivision; thence with the line of said Fullington land, N. 25° E. 88 ²⁴/₁₀₀ poles to a tile in the line of Decker Kinget land; thence with said Kinget's land like N. 78° 35' N. 90 poles to a tile corner to Lot No. 10 of said subdivision; thence with the line of said Lot No. 10 and the line of Lots No. 8, and 9, N. 50° 30' N. 9 ²⁸/₁₀₀ poles to a tile; thence S. 25° N. 72 ¹⁰⁰/₁₀₀ poles to a tile corner to said Lot No. 12; thence with the north-easterly line of said Lot No. 12, S. 67° 15' E. 96 ²⁴/₁₀₀ poles to the beginning, containing forty-seven acres more or less.

Excepting land subject to 40 feet in width from the most westerly corner of said lot No. 13, to the most southerly corner of Lot No. 9 which shall be fenced and kept open for a roadway or outlet for Lot No. 12 as shown on the plat of said Woodworth subdivision.

Second Tract: Part of Survey No. 6312; Beginning at a stone in the center of the Post road, corner of lot formerly owned by Obadiah E. Griswold; thence N. 33 ¹/₄° E. 9 ⁸/₁₀₀ poles to a corner of said Griswold lot; thence S. 58 ¹/₂° E. 48 ⁰/₁₀₀ poles to a stone; thence N. 33 ¹/₄° E. 28 ⁷/₅₀ poles to a stone; thence N. 42° E. 70 ¹/₁₀₀ poles to a stake in the easterly line of the C. C. & St. L. Ry. Co.'s lands and 50 feet at right angles from the center of the track and in the north-easterly line of said Survey No. 6312; thence with said line S. 34 ¹/₂° N. 43. ²⁷/₁₀₀ poles to a stake; thence S. 56° E. 1 ²⁴/₁₀₀ poles; thence N. 33 ¹/₄° E. 4 ¹/₁₀₀ poles to the

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Oath

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Orders
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Time of
Hearing,
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Notice.

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Final Record, Union County Probate Court

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north east corner of A. Burnham's lot: thence S. 61 1/2° E. 11 09/100 poles to the south east corner of said Burnham lot: thence into the line of said lot S. 33 1/4° E. 13 27/100 poles to the center of said Post road: thence with the center of said road S. 58 1/2° E. 13 10/100 poles the place of beginning, containing fifteen acres, more or less.

That said Plaintiff has received no rents from the real estate of her ward. That the sale of said real estate consists of an undivided one-third interest in the premises described, and it moved by for the best interests of said ward that said real estate be sold and that he have the value thereof in money.

Said real estate can be sold, as an entire tract and the owners of the undivided two-thirds thereof are now willing to sell and convey their respective interests therein. The Plaintiff therefore prays that said Harold Kerns, and said Walter B. Moss and Nellie Peters, as his next of kin and having the next estate of inheritance therein, may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes herein before proposed, and for other proper relief.

Nellie Peters, Guardian.

9571 Oath

The State of Ohio, Union County ss.
 Nellie Peters, being duly sworn, says that she is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as she truly believes.

Nellie Peters.

Sworn to before me and signed in my presence, this 3rd day of March, 1921. Victor Peters, Notary Public

9571 Orders on fixing Time of Hearing, and for Notice

Journal Entry: Orders on fixing Time of Hearing and for Notice
 Probate Court, Union County, Ohio.
 March 3- 1921
 Nellie Peters Guardian of Harold Kerns, Minor. Plaintiff.
 vs.
 Her Ward, et al. Defendants Order for Notice.

This day Nellie Peters, Guardian of Harold Kerns, Minor, appeared in open court, and filed her petition duly verified, asking for the sale of real estate therein described, belonging to her said Ward. It is ordered that the time of hearing said petition be and hereby is fixed for the 8th day of March, 1921, at 10 o'clock A.M. It is further ordered that

Final Record, Union County Probate Court

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said Guardian cause notice thereof and of the filing and demand of said petition. to be given to said Harold Kerns, his ward, and to Walter B. Moses and Nellie Peters all persons entitled to the next estate of inheritance in such real estate. Defendants in writing to be served upon them personally and by leaving copies thereof at the usual place of residence of each of those who can not be served personally. three days before said day of hearing, and this cause is continued.

H. K. Husted, Probate Judge

95-71

Warrant

In the Probate Court of Union County, Ohio.

no. 95-71

Warrant

Nellie Peters Guardian of Harold Kerns Minor Plaintiff. Petition To Sell Real Estate.

Harold Kerns, Walter B. Moses, Plaintiff of Process and Nellie Peters Defendants Consent To Sell.

We the undersigned parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Walter B. Moses, Nellie Peters.

95-71

Summons.

Probate Court.

Summons.

The State of Ohio, Union County, ss.

To Walter B. Moses, Greeting:

You are commanded to notify Harold Kerns, Minor, making service of this summons upon him, and also, if either of them can be found, upon his guardian or his father, or if neither his guardian nor his father can be found, then upon his mother, or the person having the care of such infant, or with whom he lives, that he has been sued by Nellie Peters, Guardian of Harold Kerns in the Probate Court of Union County, and that unless he answer by the 7th day of March 1921, the petition of said Plaintiff against him filed in said Court, such petition will be taken as true, and judgment rendered accordingly.

You will make due return of this summons on the 7th day of March, 1921. Witness my hand and the seal of said Court, this 28th day of February, 1921.

H. K. Husted, Probate Judge.

95-71

Return.

Return

The State of Ohio, Cuyahoga County, ss.

I, Walter B. Moses, being duly sworn say that I served this writ by delivering a copy thereof, with the endorsements thereon personally to the within named, minor defendant;

95-71

Orders on Hearing of Appraisement

95-71

Orders of Appraisement

Final Record, Union County Probate Court

9571 March 2nd. 1921. ^{Walter B. Morse} to the person with whom such infant resides. His Guardian being a non-resident of this County and his father and mother both being dead.

Walter B. Morse,
 known to before me, and signed in my presence, this 2nd day of March, 1921. L. F. Matz, Notary Public

9571 Journal Entry: Order on Hearing of Appraisement, etc. Probate Court, Union County, Ohio, March 8th 1921
 Order on Hearing of Appraisement
 Nellie Peters, Guardian of Heaved Kerns, minor. Plaintiff
 vs. Heavard, et al. Defendants. Order of Appraisement

This day this cause came on to be heard upon the petition, evidence and testimony and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally notified of the pendency and prayer of the petition, and are now properly before the Court: that the statements and allegations in said petition are true. And the Court being satisfied that the real estate described in the petition ought to be sold as prayed for. It is ordered that C. D. Burnham, G. G. M^r Troy and D. E. Miller judicious freeholders of the County, and not of kin to the petitioner, be and they hereby are appointed to appraise said lands at their fair cash value, free from dower. It is further ordered that said appraisers be sworn as required by law and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 19th day of March, 1921 and this cause is continued. H. C. Busted, Probate Judge.

9571 Order of Appraisement
 The State of Ohio, Union County, ss. Probate Court.
 To Nellie Peters, Guardian of Heaved Kerns, a minor. Greeting:
 In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Guardian as aforesaid, are Plaintiff and Heaved Kerns et al. are Defendants, you are commanded that by the oaths of C. D. Burnham, G. G. M^r Troy and D. E. Miller judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law of the undivided one-third of the following described premises, free from dower. Situated in the Township of Union, County of Union and State of Ohio, First Tract: Part of Survey No. 7789. Being Lot No. 12 of the

Final Record, Union County Probate Court

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 95-71
 Application
 to Sell
 Real Estate
 at
 Private
 Sale.

10th day of March, 1921. Victor Peters, Notary Public. ~~Real~~
 Appraisers' Return
 In obedience to the foregoing order, after being first
 duly sworn and upon actual view of the premises
 therein described, we, the undersigned appraisers,
 estimate the value of said real estate at First Tract:
 Fifteen hundred and sixty-six and 7/100 dollars.
 Second Tract: Fourteen Hundred Dollars, free from dower.
 Given under our hands, this 10th day of March, 1921
 C. D. Burnham, G. G. Mc Elroy, D. E. Miller (Appraisers)
 Journal Entry: Orders Approving Appraisement and for Bond,
 Probate Court Union County, Ohio,
 March 19: 1921.
 Nellie Peters, Guardian
 of Harold Kerns, Minor Plaintiff.
 vs. Plaintiff.
 Her Ward, et al. Defendants. Orders For Bond, Etc.
 This day came the said Plaintiff by her attorney and
 produced to the Court the report of an appraisement
 herein made by C. D. Burnham, G. G. Mc Elroy and
 D. E. Miller, in pursuance of a former order of this
 Court; and it appearing upon examination
 that said report is in all respects regular and
 correct, it is ordered that the same be and
 hereby is approved and confirmed. It is further
 ordered that said Nellie Peters as such Guardian
 execute within one day to the State of Ohio, a bond
 with sufficient surety, to be approved by the
 Court, in the sum of six thousand, five hundred and
 thirty-four dollars, conditioned according to law, and
 this cause is continued. W. H. Husted, Probate Judge.
 Application to Sell Real Estate at Private Sale
 Probate Court, Union County, Ohio
 No. 9571
 Petition to Sell Real Estate.
 vs.
 Her Ward, et al. Defendants Application.
 The said Plaintiff represents that it would be for the best
 interest of the said ward, to sell the real estate des-
 cribed in the petition in this case at private sale, for the
 following reasons: 1st. The interests sought to be sold
 are the undivided interests in two separate tracts of
 land. 2nd. The expense of advertising and selling
 the same at public auction can be saved by
 private sale. 3rd. The owners of the other undivided
 two-thirds of said tract of land are ready and
 willing to convey their respective interests therein,
 thus placing the whole title in the purchaser or

Final Record, Union County Probate Court

9571

purchaser. And she therefore asks for an order authorizing her to sell said real estate at private sale.

Nellie Peters, Guardian of Harold Kerns, Minor.

The State of Ohio, Union County, ss.

Nellie Peters, being duly sworn, says that the various matters set forth in the foregoing Application are true as she verily believes.

Sworn to before me and signed in my presence, this 19th day of March, 1921. *[Signature]* H. K. Busted, Probate Judge

9571

Affidavit of Disinterested Persons

The State of Ohio, Union County, ss.

Affidavit of Disinterested Person. C. D. Burdham, G. G. Mc Troy, and D. E. Miller, being duly sworn say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matter therein referred to, and that it will be more for the interest of the said Harold Kerns, Minor, to sell said real estate at private sale than at public sale - as they verily believe.

Sworn to before me and signed in my presence, this 19th day of March, 1921. *[Signature]* Victor Peters, Notary Public

9571

Guardian's Bond

Bond

Know all men by these Presents, that Mr. Nellie Peters, as principal and, C. D. Burdham, G. G. Crandall, as sureties are held and firmly bound unto the State of Ohio, in the sum of Six Thousand, Five Hundred, and thirty-four dollars for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us and dated at Mansville, Ohio, this 19th day of March, A. D. 1921.

The condition of the above obligation is such, that whereas the above bound Nellie Peters, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of Harold Kerns, Minor.

And whereas, the said Nellie Peters, as such Guardian has filed a petition in said Probate Court asking an order for the sale of certain real estate of said ward, described in said petition, which under proceedings in said Court, duly had, has been appraised at the sum of First Tract: Fifteen hundred and sixty-six (\$1566.27) and 6/100 Dollars. Second Tract: Fourteen Hundred (\$1400-). And whereas, said Court, on the 19th day of March 1921 made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

Now if the said Nellie Peters, as Guardian aforesaid shall faithfully discharge her duties as such Guardian and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to

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Orders Approving Bond for Private Sale.

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Order of Sale.

Final Record, Union County Probate Court

9571 remain in full force, G. H. Crandall, C. D. Burshaw, Nellie Peters.
 Executed in presence of Ellen A Crandall, F. D. Kottow.
 This Bond approved in open court, this 19th day of March
 1921. ^{W. H. Husted, Probate Judge.}

9571 Journal Entry: Orders Approving Bond for Private Sale
 Probate Court, Union County, Ohio.
 March, 19th 1921.
 Approving Nellie Peters, Guardian of Harold Kerns, minor. Plaintiff
 Bond for of Harold Kerns, minor. Plaintiff
 Private Sale. vs. Defendant
 Order of Sale

Order of Sale
 This day this cause came on further to be heard, and it appearing to the Court, that the said Nellie Peters as such Guardian the plaintiff above named has given bond as heretofore ordered in the sum of Six Thousand, Five hundred and thirty-four dollars, with G. H. Crandall and C. D. Burshaw freeholders as sureties, it is ordered that said bond be and hereby is approved. And it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said Ward to sell the real estate described in the petition at private sale. It is therefore further ordered that said Nellie Peters as such Guardian proceed to sell said real estate free from debt at private sale, for not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.
 W. H. Husted, Probate Judge.

9571 Order of Sale
 The State of Ohio, Union County, ss. Probate Court.
 To Nellie Peters, Guardian of Harold Kerns, minor. Kreeting:
 In obedience to an order and decree of the Probate Court within and for said County, made on the 19th day of March, 1921, in a certain cause, No. 9571, now pending in said Court, wherein you as Guardian of Harold Kerns minor are Plaintiff and your Ward et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free from debt, the undivided one-third of the following described premises, to wit: Situated in the Township of Union, County of Union and State of Ohio. First Tract: Part of Survey No. 7789, Being Lot No. 10 of the sub-division of the A. A. Woodruff Estate, Beginning at a line in line of lands owned by the heirs of James Fullington, deceased, and North easterly corner of Lot No. 12 of said subdivision; thence with the

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line of said Fullington land N. 25° E 88 2/100 poles to a tile in the line of Luther Winget's land; Thence with said Winget's land line N. 78° 30' W. 90 poles to a tile corner to Lot No. 10 of said sub-division; Thence with the line of said lot No. 10 and the line of lots No. 8 and 9. N. 50° 30' W. 92 8/100 poles to a tile; Thence S. 25° W. 72 8/100 poles to a tile corner, to said lot No. 12; Thence with the northerly line of said lot No. 12. 67° 15' E. 96 2/100 poles to the beginning. Containing Forty-seven Acres more or less.

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Second Tract: Part of Survey No. 6312. Beginning in the center of the Post Road, at the northeast corner of a lot formerly owned by Obadiah C. Griswold; Thence N. 33 1/2° E. 9 5/10 poles to a stone Northeastly corner of said Griswold lot; Thence S. 5-8 1/2° E 48 7/10 poles to a stone corner to land formerly owned by James Fullington; Thence N. 33 1/4° E. 25 7/10 poles to a stone; Thence N. 72° E 70 7/10 poles to the north easterly line of the C. C. & St. L. Railway Company's land and 50 feet at right angles from the center of the track and in the north-easterly line of said survey No. 6312; Thence S. 34 1/2° W. 43 2/10 poles; Thence S. 56° E. 12 2/10 poles; Thence N. 33 1/4° E. 4 1/10 poles to the north east of A. Burnham's lot; Thence S. 6 1/2° E. 11 8/10 poles to the south east corner of said Burnham's lot; Thence with the line of said lot S. 33 1/4° W. 13 2/10 poles to the center of said Post Road; Thence with the center of said road S. 5-8 1/2° E 13 1/10 poles to the place of beginning. Containing Fifteen Acres More or less.

95-71

Said sale to be made in hand on day of sale.

You will make return of your proceedings to this Court within sixty days from the date hereof and have you then and there this writ. Witness my signature and the seal of said Probate Court, at Marysville, Wis., this 19th day of March, 1921.

H. B. Rusted, Probate Judge

95-71

Return

To the Probate Court of Union County, Wis.:

Return

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 19th day of March, 1921.

Willie Peters, Guardian of Harold Kerns, Minor.

95-71

Report of Sale

Report of Sale

In obedience to the within order, I sold said premises on the 19th day of March, 1921. First Tract: To Charles Moran for the sum of Fifteen Hundred and sixty-six and 7/100 Dollars (\$1566 7/100), and Second Tract: To Milton Peters for the sum of Fourteen Hundred Dollars (\$1400.00), and both tracts for the sum of Two Thousand, nine Hundred, sixty-six and 7/100 dollars, said sum being the appraised value of the same.

Willie Peters, Guardian of Harold Kerns, Minor.

95-71

Adm. Affording Appo. for Private Sale

Final Record, Union County Probate Court

9571

Dated the 19th day of March, 1921.

The State of Ohio, Union County, ss.

The above named Nellie Peters Guardian of Harved Kerns, Minor, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.

Nellie Peters.

Sworn to before me and signed in my presence, this 19th day of March, 1921. H. H. Husted Probate Judge.

9571

Journal Entry: Order approving and confirming sale.

Probate Court, Union County, Ohio.

Nellie Peters, Guardian of Harved Kerns, Minor.

March, 19th 1921.

v. Plaintiff

Petition to Sell Real Estate

Orders Approving, and

Her Ward, et al Defendants

Confirming Sale.

This day this cause coming on to be heard on the report of Nellie Peters, Guardian of Harved Kerns, a minor, of her proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Harved Kerns, Minor, in said real estate, to the purchaser Charles Moraw, for the First Tract, and Milton Peters the purchaser of the Second Tract.

It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$ - within ten days. H. H. Husted Probate Judge.

9571

Order

Approving

Appro.

Private Sale

Journal Entry: Order approving appro. for Private Sale. Probate Court, Union Co. Ohio. Nellie Peters, Petitioner, of Harved Kerns, (Plaintiff) Her Ward, Defendant. March, 19th 1921. Order of Sale - etc.

This day came the said Plaintiff by her attorney and proctor to the Court, the report of an appraisement herein made by C. D. Turnham, J. P. M. Dwyer, and D. E. Miller, in pursuance of a former order of this Court, and it appearing upon examination that said report is in all respects regular and correct, it is ordered, that the same be and hereby is approved and confirmed, and it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said Ward to sell the real estate described in the petition at private sale.

It is therefore further ordered that said Nellie Peters, as such Guardian, proceed to sell said real estate free from debt, at private sale for not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale - and said petitioner is ordered to make return to this Court immediately after such sale is made and this cause is continued. H. H. Husted Probate Judge

Final Record, Union County Probate Court

95-42
Filed
Jan. 13th 1924
Wille L. Myers
Atty.

Petition for Sale of Real Estate To Pay Debts.
Armintha Frye, Administratrix
of The Estate of
Zachariah R. Thornton, Deceased.
-vs- Plaintiff
Bertha Boletbaugh, Harley E. Thornton
Lamont Thornton, Inf. Armintha Frye. Defendants.
Petition.

Probate Court, Union County, Ohio
No. 95-42 Civil Action.
Petition to Sell Real Estate

95-42

The Plaintiff represents that she is the duly appointed and qualified Administratrix of the estate of Zachariah R. Thornton late of Union County, Ohio deceased; that the amount of debts due from the deceased is Two Hundred and Fifty and ^{no}/₁₀₀ Dollars, as near as can be ascertained that the charges of Administration of said estate will amount to about One Hundred and ^{no}/₁₀₀ Dollars; and that the total value of the personal estate and effects of said deceased is but Two Hundred and Eighty six and ^{no}/₁₀₀ Dollars, being wholly insufficient to pay the debts and costs aforesaid. The Plaintiff further represents that said Zachariah R. Thornton died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to-wit: and Township of Washington being part of Survey No. 7375:

95-42

Filing
Petition to
sell Real Estate

Petition

Beginning at the crossing of the Marysville and Kenton pike, ^{west} side and East Liberty Road; thence with the center of said Marysville and Kenton pike north 50 to a stone; thence eastward 120 to a stone 60 feet from the center of the Essex road; thence south and parallel with the said Marysville and Kenton pike to the center of the said Essex and East Liberty Road; thence westward with the center of said road to the place of beginning.

Also, the following real estate, Beginning at a stone in the center of the Marysville and Kenton pike 80 feet north from the center of the crossing of the Marysville and Kenton pike with the Essex and East Liberty Road; thence eastwardly 134 feet on the north line of a lot deeded to G. J. Baldwin to a stone; thence northwardly 20 feet to the S.E. corner of George Miller's south line 134 feet to a stone in the center of the Marysville and Kenton pike; thence southward to the place of beginning.

95-42

Against

The said decedent died leaving no children and no widow; that the defendants Bertha Boletbaugh, Harley E. Thornton, Lamont Thornton and Armintha Frye, are the only next of kin of said decedent, having the next estate of inheritance from said Zachariah R. Thornton, deceased, in said premises; that the defendants Bertha Boletbaugh and Harley E. Thornton are children of Nelson Thornton, deceased, who was a brother of Zachariah R. Thornton, deceased, and that Lamont Thornton is a daughter of Dudley C. Thornton, deceased, who was a brother of the said Zachariah R.

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Final Record, Union County Probate Court

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Thornton, deceased, and Armintha Frye who is a sister of Zachariah R. Thornton, deceased. The Plaintiff therefore prays that the rights, interests and liens of the said defendants may be fully determined, adjusted and protected according to equity and that your petition may be authorized and ordered to sell said real estate according to the statute in such cases made and provided, and for all other proper orders and relief in the premises. Mills L. Myers, atty for Plaintiff The State of Ohio, Logan County.

Armintha Frye the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief. Armintha Frye.

Known to before me and signed in my presence, this 29th day of December, 1920. H. B. Hager, Notary Public

95-42

Filing
Petition To
sell Real estate

Journal Entry: Filing Petition To Sell Real Estate. In the Probate Court of Union County, Ohio. Armintha Frye, Administratrix of the Estate of Zachariah R. Thornton, Deceased. Plaintiff. January, 13th 1921. Case No. 95-42 Journal Entry.

v^o

Bertha Bolembaugh et al. Defendants Filing Petition To Sell Real Estate. This day came the Plaintiff Armintha Frye, and presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said Zachariah R. Thornton, deceased, to pay the debts, and the costs of administering the estate, of the said decedent. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued. Edward H. Porter, Probate Judge.

95-42

Warrant

Warrant. In the Probate Court of Union County, Ohio. Armintha Frye, Administratrix of the estate of Zachariah R. Thornton, Deceased. Plaintiff. No. 95-42 Petition To Sell Real Estate

Bertha Bolembaugh, Harley E. Thornton, Lammont Thornton and Armintha Frye. Defendants.

Warrant of Process and Consent To Sell.

We the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waive service

Final Record, Union County Probate Court

95-42

of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the Statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Arminata Lays, Harley E. Thornton, Bertha Bolenbaugh, Lamont Thornton by Bent Cahill, her Guardian.

95-42

Order For Appraisement

Probate Court, Union County, Ohio

February 25th 1921.

No. 95-42

Journal Entry

Order for appraisement

Arminata Lays, Administratrix of the estate of Zachariah R. Thornton, Deceased. vs. Plaintiff

Bertha Bolenbaugh, et al. Defendants. Order for Appraisement. This day this cause came on to be heard upon the petition, proofs, and exhibits and pleading, the Court find that all the defendants have been duly served with process, or have voluntarily entered their appearance in the case, and that as set forth in the petition, it is necessary to sell the real estate, therein described, to pay the debts of the said Zachariah R. Thornton, deceased. It is therefore ordered and adjudged by the Court that the said premises be appraised free of duty, by the oaths of John Cahill, John Moffitt, and Jesse Harris, judicious and disinterested freeholders of the vicinity, whom the Court hereby appoint for that purpose, and that they return their proceedings to this Court for confirmation. H. K. Husted, Probate Judge

95-42

Order of Appraisement

The State of Ohio, Union County, ss. Probate Court. To Arminata Lays, Acting Administratrix of the estate of Zachariah R. Thornton, deceased, and Bertha Bolenbaugh, et al. Defendants, you are commanded that by the oaths of John Cahill, John Moffitt, and Jesse Harris judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County, in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, to wit: Situated in the Township of Washington, County of Union and State of Ohio, and part of Survey No. 7375; Beginning at the crossing of the Mansfield and Kenton pike, and Essex, and East Liberty Road; thence with the center of said Mansfield and Kenton pike north 80 to a stone; thence eastward 125 to a

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Return

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Oath of Appraisers

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Appraisers Return

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Final Record, Union County Probate Court

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9542 Stone 60 feet from the center of the Essex road; thence south and parallel with the said Marysville and Kenton pike to the center of the said Essex and East Liberty Road; thence westward with the center of said road to the place of beginning. Also the following real estate. Beginning at a stone in the center of the Marysville and Kenton pike 80 feet north from the center of the crossing of the Marysville and Kenton pike with the Essex and East Liberty road; thence eastwardly 134 feet on the north line of a lot deeded to G. J. Baldwin to a stone; thence northwardly 20 feet to the S.E. corner of George Miller's south line 134 feet to a stone in the center of the Marysville and Kenton pike; thence southward to the place of beginning.
You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you there and there this writ.
Witness my signature as judge and Ex-officio Clerk of our said Probate Court and the Seal of said Court, at Marysville Ohio, this 25th day of February, 1921.
H. B. Busted Probate Judge

9542 Return
To the Probate Court of Union County, Ohio.
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 13th day of March, 1921.
Armintha Frye.

9542 Oath Of Appraisers.
The State of Ohio, Union County ss.
We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order, J. E. Cahill, J. M. Moffat, Jesse Harris & appraisers, known to before me, and signed in my presence, this 12th day of March, 1921. George Miller, Justice of the Peace.

9542 Appraisers Return.
In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at Two Hundred and Fifty Dollars (\$250.00) Given under our hands this 12th day of March, 1921. John Cahill; J. M. Moffat; Jesse Harris & appraisers.
Fees of Appraisers \$2.00 per day each.

9542 Journal Entry
Orders Approving appraisement, for private sale, etc. Probate Court, Union County, Ohio.

Final Record, Union County Probate Court

95-42

Arminata Frye, Administratrix
of the Estate of Zachariah R. Thornton, Deceased.
vs. Plaintiff

April 13th 1921.

95-42

Bertha Bolentaugh, et al. Defendants.

Order of Sale-

This day came the said Plaintiff, by her attorney, and presented to the court the report of an appraisement herein made by John Cahill, J. W. Moffitt, and Jesse Harris in pursuance of a former order of this court: and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. And it being made to appear to the court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered that said Arminata Frye, as such Administratrix proceed to sell said real estate at private sale for not less than \$250.00 the appraised value thereof, on the following terms, to-wit: Cash in hand on day of sale. And said petitioner is ordered to make return to this court immediately after such sale is made, and this cause is continued.

95-42

Order of Sale-

W. H. Husted, Probate Judge.

95-42

Application To Sell Real Estate at Private Sale,
Probate Court, Union County, Ohio.

Arminata Frye, Administratrix
of the Estate of Zachariah R. Thornton, Deceased.
vs. Plaintiff

No. 95-42

Petition To Sell Real Estate

Application
to
Sell Real Est.
at
Private
Sale.

Bertha Bolentaugh, et al. Defendants.

Application.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: That said real estate can be sold forthwith for cash, in full in hand, on day of sale for the appraised value. That to sell said real estate at private sale, it being a small tract, of little value, will save time and expenses of a sale at public sale. And she therefore asks for an order authorizing her to sell said real estate at private sale.

Arminata Frye, Adminr. of the estate of
Zachariah R. Thornton, Deceased.
The State of Ohio, Union County, ss.
duly sworn, says that the various matters set forth in the foregoing application are true as she verily believes.

Arminata Frye.
Subscribed and sworn to before me and signed in my presence, this 13th day of April, 1921.
W. H. Husted, Notary Public

Affidavit of Disinterested Persons.
The State of Ohio, Union County ss.
James King and Eber W. Dillon being duly sworn, says that they know the facts set forth in the application

95-42
Petition

Final Record, Union County Probate Court

1921.
 to Sell Real Estate
 Sale -
 and pro-
 herein made
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 and hereby is
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 for not less
 coming terms,
 And said
 Court in-
 cause is
 Probate Judge
 Private Sale,
 Ohio.

95-42
 Sell Real Estate
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95-42 to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale, as they verily believe. James Kay, Chas. W. Dillow. known to before me and signed in my presence, this 13th day of April, 1921.
 Seal Milo L. Myers Notary Public

95-42 Order of Sale. From James Dillow
 The State of Ohio, Union County. Probate Court.
 To Arminta Frye, Trustee: In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you are Administrator of the estate of Zachariah R. Thornton, dec'd, are Plaintiff and, Bertha Dolanburgh et al, are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than \$250.00 the appraised value thereof, the following described premises, to wit: Situated in the township of Washington, County of Union and State of Ohio, and part of Survey No. 7373: Beginning at the crossing of the Marysville and Kenton pike, and Essex and East Liberty Road; thence with the center of said Marysville and Kenton pike north 80 to a stone; thence Eastward 125 to a stone 60 feet from the center of the Essex road; thence south and parallel with the said Marysville and Kenton pike to the center of the said Essex and East Liberty Road; thence westward with the center of said road to the place of beginning. Also, the following real estate situated in said Township, County and State and survey, and, Beginning at a stone in the center of the Marysville and Kenton pike 80 feet north from the center of the crossing of the Marysville and Kenton pike with the Essex and East Liberty road; thence easterly 134 feet on the north line of a lot deeded to G. J. Baedwin to a stone; thence northwardly 20 feet to the S.E. Corner of George Miller's south line 134 feet to a stone in the center of the Marysville and Kenton pike; thence southward to the place of beginning. Said sale to be private, and to be upon the following terms: to wit, Cash in full, in hand, on day of sale. You will make return of your proceedings to this Court forthwith upon execution of this order.
 Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 13th day of April, A.D. 1921
 Seal W. H. Husted, Probate Judge

95-42 Return
 To the Probate Court, of Union County, Ohio,
 In obedience to the foregoing order, I have caused the

Final Record, Union County Probate Court

9542 to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 13th day of April, 1921. *Arminata Frye.*

95-82
Filed

9542 Report of Sale
In obedience to the within order, I sold said premises on the 13th day of April, 1921, to J.E. Southwick and Jennie Southwick, for the sum of Two Hundred and fifty and ^{no}/₁₀₀ Dollars, said sum being the appraised value of the same.
Arminata Frye, Administratrix

March 23-1921
Loke Dornithen
Marion, Ohio,
Attorney.

Report of Sale

Dated the 13th day of April, 1921
The State of Ohio, Union County
The above named *Arminata Frye*, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.
Arminata Frye.

Known to before me and signed in my presence, this 13th day of April, 1921. *Wm. L. Myers, Notary Public*

9542 Journal Entry: Confirming Sale and Ordering Distribution,
In the Probate Court of Union County, Ohio.
Arminata Frye, Administratrix April 13th 1921 No. 9542
of *Zacharias R. Thomson, Deceased.*

Confirming Sale

Ordering Distribution

P. Plaintiff Confirming Sale, and
Bertha Bolenbaugh et al. Defendant Ordering Distribution.
This day this cause came on to be heard on the return of the Order of Sale heretofore issued herein to *Arminata Frye* and of her proceedings and sale thereunder. Thereupon the Court after having carefully examined said return and being satisfied that such sale has in all respects been made according to law and the former order of this Court, it is therefore considered and ordered by the Court that said sale be and the same hereby is approved and confirmed; and said *Arminata Frye* as such Administratrix is hereby ordered to execute and deliver to the purchaser, a good and sufficient deed for the premises so sold. And the Court coming now to distribute the proceeds of said sale in the hands of said Administratrix --- orders that she pay:
First: To the Treasurer, the taxes, penalties, and interest thereon against said lands, amounting to the sum of \$12.¹⁸.
Second: To the Clerk of this Court, the costs of this action herein taxed at \$ ---.
Third: And this case be recorded.
H. H. Husted, Probate Judge.

Petition

Final Record, Union County Probate Court

95-82
Filed
March 23-1921
Coke Smith
Marion, Ohio.
Attorney.

Petition to Sell Real Estate.

In the Probate Court of Union County, Ohio.

William M. Watson, Executor
of the Last Will and Testament
of Margaret Finley, Deceased.
vs. Plaintiff

William M. Watson, Homer P. Walker,
Herman L. Walker; Eunice Fay Smith;
a minor fourteen years of age;

Margaret F. Snodgrass; Charles Watson;
Opal M. Watson, a minor sixteen
years of age; Robert W. Watson, a minor
fourteen years of age; and Allen
A. Watson, a minor twelve years of age.

Herman L. Walker, Guardian of
Eunice Fay Smith, Defendants.

Petition.

Now comes the plaintiff and for his cause of action says
that Margaret Finley died on the twelfth day of February
1921, leaving a Last Will and Testament, which has
been duly probated in the Probate Court of Union County,
Ohio, and is recorded in Will Records, Volume O,
page 341; that in said instrument he was named
as Executor, and that he was appointed and qualified
as such Executor in said Court; that the terms and
conditions of said Will provided that all of the
real estate of said decedent, Margaret Finley, should
be sold by the Executor and distributed according
to the terms of said Will to her heirs at law; that
William M. Watson is a brother of Margaret Finley; that
Homer P. Walker, Herman L. Walker and Opal Smith,
deceased, were the only children and heirs at law
of Cornelia Walker, deceased, who was a sister of
Margaret Finley and who died prior to the death
of said Margaret Finley; that Opal Smith died
prior to the death of Margaret Finley and that
Eunice Fay Smith, a minor fourteen years of age,
is the only child and heir at law of Opal Smith,
deceased; and that Herman L. Walker is the Guardian
of said Eunice Fay Smith.

That Margaret F. Snodgrass,
Charles Watson and John E. Watson, deceased, were the only
children and heirs at law of Samuel B. Watson, deceased,
who was a brother of Margaret Finley deceased. That
Samuel B. Watson and John E. Watson, both died prior
to the death of Margaret Finley, deceased; that said
John E. Watson, deceased, died leaving Opal M. Watson,
Robert W. Watson, and Allen A. Watson, as his only children
and heirs at law, and that all of them are minors.

Plaintiff further says that William M. Watson,

Petition

Final Record, Union County Probate Court

95-82

Cornelia Walker, and Samuel B. Watson were the only brothers and sisters of Margaret Finley, deceased. Plaintiff further says that there is no Guardian appointed for Opal M. Watson, Robert M. Watson or Allen A. Watson; that they reside with their mother, whose name is now Mrs Osa Koffen, in Licking County, Ohio.

Plaintiff further says that said Margaret Finley, deceased, died seized in fee simple of the following described real estate: "Situated, in the County of Union and in the State of Ohio, and in the village of Milford Center, Ohio. Beginning at the north west corner of French G. Reynolds' lot and in the south line of Center St.; thence westerly with the south line of said Center St. One hundred and forty (140) feet to a stake with the east corner of Mary Egan's lot; thence southerly with the east line of said Mary Egan's ninety (90) feet to the Ellen Green's north line; thence easterly with the north line of said Ellen Green's lot 139 feet to the West line of said French G. Reynolds' lot; thence northerly with the West line of said French G. Reynolds' lot 80 feet to the beginning. (Part of lot No. 40) excepting, the following from the above: Beginning at a stake at the east corner of the Mary Egan's lot; thence running east 44 feet; thence south to the line of Mary Ellen Green's lot; thence West of the line of the Mary Ellen Green's lot 44 feet; thence north to the stake at the beginning. Vol. 59 page 503.

Also, being In-lot No. 47 as shown on plat of Mann's Addition to the Village of Milford Center, Ohio. Also, all that part of lot No. 45 in said addition that lies east of said lot No. 47 excepting therefrom, a small piece deeded to H. E. M. Council and Caroline Davis as shown of record, volumes 26, page 519."

Plaintiff further says that it is necessary to sell said real estate according to the terms and provisions of said Will and also to meet the costs and expenses of said estate; that the personal property is insufficient to pay the debts and costs of administration. That said real estate was appraised at Ten Hundred Dollars (\$1200). Wherefore, plaintiff prays that summons may be issued to all.

Of the defendants named herein and that he be ordered to sell said real estate at public or private sale as the Court deems best and reduce the same to cash so as to pay the debts of said decedent and to carry out the terms and provisions of said Last Will and Testament of Margaret Finley, deceased, and for such other and further relief as is warranted in law and equity. William M. Watson, Executor of the Last Will and Testament of Margaret Finley, deceased.

By Hoke Davisher, His Attorney.

95-82

95-82

95-82

Filing
Petition
To Sell Real
Estate

95-82

Consent to
Sale
of Real Estate

Final Record, Union County Probate Court

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 deceased, and
 d in law
 Last Will and

95-82 State of Ohio, Marion County ss.
 William M. Watson, being first duly sworn deposes and says that he is the duly appointed, qualifying and acting Executor of the Last Will and Testament of Margaret Finley, deceased, and that the facts stated and allegations contained in the foregoing petition are true. William M. Watson sworn to before me and signed in my presence, this 21st day of March, A. D. 1921, ~~W. H. Husted~~ Notary Public, Marion Co., Ohio.
 Tax fee \$40 cent.

95-82 Journal Entry: Filing Petition To Sell Real Estate.
 In the Probate Court of Union County, Ohio.
 March 23 - 1921.
 Case No. 95-82
 Filing Petition To Sell Real Estate
 William M. Watson, Executor of the Last Will and Testament of Margaret Finley, deceased.
 vs.
 Plaintiff.
 William M. Watson et al. Defendants.
 Real Estate.
 This day came the Plaintiff William M. Watson and presented to this court his petition duly verified, praying an order for the sale of real estate of the said Margaret Finley, deceased, to pay the debts, and the costs of administering the estate, of the said decedent, whereupon it is considered and ordered by this court that the said petition be filed, and that due and legal notice of the filing, pendency and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.
 W. H. Husted Probate Judge.

95-82 Consent To Sale Of Real Estate.
 In the Probate Court of Union County, Ohio.
 Consent To Sale of Real Estate
 William M. Watson, Executor of the Last Will and Testament of Margaret Finley, deceased.
 vs.
 Plaintiff.
 William M. Watson, Homer Walker, Herman S. Walker, Eunice Fay Smith, a minor fourteen years of age; Margaret F. Burdgras, Charles Watson, Opal M. Watson, a minor sixteen years of age; Robert H. Watson, a minor fourteen years of age; Allen A. Watson, a minor twelve years of age; Herman S. Walker, Guardian of Eunice Fay Smith.
 Defendants.
 Entry.
 We the undersigned, heirs at law of Margaret Finley, deceased, and defendants in the above entitled case, respectfully enter our appearance herein and consent to the prayer of

Final Record, Union County Probate Court

9582 said petition and the sale of said real estate.
 March 23 - 1921. William M. Watson. Charles A. Watson.
 Precipe
 In the Probate Court of Union County, Ohio
 William M. Watson Executor
 of the Last Will and
 Testament of Margaret Finley Deceased.
 vs. Plaintiff
 William M. Watson et al. Defendants.
 To the Probate Judge of Union County, Ohio.
 Kindly issue summons in the above entitled case to Eunice
 Fay Smith, a minor residing at #1149 Fair Avenue,
 Columbus, Franklin County, Ohio, and to Opal M. Watson, a
 minor, Robert W. Watson, a minor and Allen A. Watson
 a minor all residing with their mother Mrs Osa Hoffer,
 Newark, Licking County, Ohio. R. F. D. # 2. Have summons
 served upon each minor defendant named above and
 also upon the person having charge of them, returnable
 according to law. Indorsed "Petition to sell real estate
 and equitable relief." Noble Dornithen, Atty. for Plaintiff.

9582

Fines 9582
Mch. 23 - 1921

Precipe

Precipe.

9582
Sheriff's
Return

9582

Warrant

In the Probate Court of Union County, Ohio
 William M. Watson, Executor of
 the Last Will and Testament
 of Margaret Finley, deceased.
 vs. Plaintiff
 William M. Watson, Homer P. Walker,
 Herman L. Walker, Eunice Fay Smith,
 a minor fourteen years of age;
 Margaret F. Snodgrass, Charles Watson,
 Opal M. Watson, a minor sixteen years
 of age; Robert W. Watson, a minor
 fourteen years of age; and Allen A.
 Watson, a minor twelve years of age.
 Herman L. Walker, Guardian of
 Eunice Fay Smith. Defendants
 Herman L. Walker; Homer P. Walker;
 of Eunice Fay Smith. March 31st, 1921.

We, the undersigned,
 heirs at law of Margaret Finley,
 deceased, and defendants
 in the above entitled case,
 respectfully enter our ap-
 pearance herein and
 consent to the prayer of said
 petition for the sale of said real estate.
 Herman L. Walker, Guardian

9582
Precipe

9582

Summons

Summons. Probate Court,
 The State of Ohio, Union County ss.
 To the Sheriff of Franklin County, Greeting:
 You are commanded to notify Eunice Fay Smith
 and Herman L. Walker, Guardians of Eunice Fay
 Smith (1149 Fair Avenue, Columbus, Ohio) and
 Eunice Fay Smith, minor, making service of this summons
 upon her, and also, if either of them can be found, upon
 her guardian, or her father, or, if neither her guardian nor
 her father can be found, then upon her mother, or the person

9582

Warrant

Final Record, Union County Probate Court

A. Watson
County, Ohio

95-82

having the care of such infant, or with whom she lives, that she has been sued by William M. Watson, Executor of the last will and testament of Margaret Finley, Deceased, Executor's Petition to sell real estate and equitable relief, in the Probate Court of Union County, and that she answer by the 18th day of April, 1921. The petition of said Plaintiff against her filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make due return of this summons, on the 11th day of April, 1921. Witness my hand and the seal of said Court, this 4th day of April, 1921. seal

W. B. Busted, Probate Judge, and Ex. officio Clerk, of The Probate Court of said County.
Sheriff's Return

case to Eunice
Admirer.
Watson, a
W. A. Watson
vs Osa Coffey,
Cave summons
d above and
turnable
real estate
atly, for Plaintiff.
ou County, Ohio

95-82

Sheriff's
Return

State of Ohio, Franklin County, ss.
I received this writ April 5th 1921 and pursuant to its command on the 7th day of April 1921, I served the same by personally handing Eunice Fay Smith, a minor, and Rowley O. Smith, as custodian of Eunice Fay Smith, a minor, a true and duly certified copy of this writ with all the indorsements thereon. After due and diligent search I was unable to find Herman S. Walker, the Guardian of Eunice Fay, a minor within my bailiwick.
Frank L. Holograss - Sheriff of Franklin County, O. By A. Dussell, Deputy Sheriff.

Sheriff's Fees	
Ser. and Return	1.00
Messenger	.50
Postage	.36
Total	\$ 1.86

he undersigned,
Margaret Finley,
l defendants
entitled case,
inter our ap-
in and
prayer of said
said real estate,
Walker, Guardian
ourt.

95-82

Receipt

Receipt

In The Probate Court of Union County, Ohio.

William M. Watson, Executor of
The Last Will and Testament of
Margaret Finley, Dec'd.
-P- Plaintiff.

Receipt

William M. Watson, et al Defendants
To the Probate Judge, kindly issue summons to Margaret
Snodgrass, directed to the Sheriff of Union County, Ohio,
Route "1", New Down, endorsed "Sale of real estate prayed
for by Executor and equitable relief", April 6th 1921
Wolfe Smithen - attorney for Plaintiff.

95-82

Waiver

Waiver

In The Probate Court of Union County, Ohio.

William M. Watson, Executor,
of The Last Will and Testament
of Margaret Finley, deceased.
Plaintiff

f Eunice Fay
of this summons
and, upon
mardean nor
or the person

Final Record, Union County Probate Court

95-82 William M. Watson, Homer P. Walker, Herman L. Walker, Ernie Fay Smith, a minor fourteen years of age; Margaret F. Snodgrass, Charles Watson, Opal M. Watson, a minor sixteen years of age; Robert H. Watson, a minor fourteen years of age; and Allen A. Watson, a minor twelve years of age. Herman L. Walker, Guardian of Ernie Fay Smith, Defendants. We the undersigned, heirs at law of Margaret Finley, deceased, and defendants in the above entitled case, respectfully enter our appearance herein and consent to the prayer of said petition and the sale of said real estate.
 April 8 - 1921. Mrs Margaret F. Snodgrass.

95-82

Appt-
for appt. of
Guardian
ad Litem.

95-82

Summons. Probate Court - Minors.

Summons.

The State of Ohio, Union County, ss.
 To the Sheriff of Licking County, Greeting:
 You are commanded to notify Opal M. Watson, Robert H. Watson, and Allen A. Watson Minors - and - Mrs Osa Hoffer, mother of said minors, R. F. D. # 2, Newark, Licking County, Ohio, making service of this summons upon them, and also, if either of them can be found, upon their guardian or their father, or if neither their guardian nor their father can be found, then upon their mother, or the person having the care of such infants, or with whom they live, that they have been sued by William M. Watson, Executor of the last Will and testament of Margaret Finley, deceased "Petition to sell real estate and equitable relief" in the Probate Court of Union County, and that unless they answer by the 18th day of April, 1921, the petition of said Plaintiff against them, filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make due return of this summons on the 11th day of April 1921. ~~Witness~~ Witness my hand and the seal of said Court, this 4th day of April, 1921.
 H. W. Husted, Probate Judge, and G. officio Clerk of the Probate Court of said County.

95-82

Answer-
of
Guardian
ad litem

95-82

Return

Sheriff's Office April 6th 1921.

Received this writ April 5th 1921. at 9. O' clock A.M. and pursuant to its command. I served the same by delivering a copy thereof with the endorsements thereon, personally to the within named defendants, on the days hereafter named: viz: April 5th 1921. to Opal M. Watson, Robert H. Watson, and Allen A. Watson, Minors, and also as to the within named minor defendants, April 5th 1921. to Mrs Osa Hoffer the mother of said Minors, with whom said Minors reside, their father being dead, and they having no guardian.

95-82

Appt of
Admin
ad litem

Sheriff's Fee	
Ret. and Ret.	\$ 1.50
Mileage	50
Total	\$ 2.00

C. W. Bryan - Sheriff, Licking Co. Ohio

Final Record, Union County Probate Court

95-82

Application for Appointment of Guardian Ad Litem
Probate Court, Union County, Ohio.

William M. Watson, Executor, et al.

no. 95-82

Plaintiff

William M. Watson et al.

Application.

Defendants.

Appl-
for appt. of
Guardian
Ad Litem.

To the Hon. Wm H. Husted, Judge of said Court:
The undersigned William M. Watson, Executor of Margaret
Finley dec'd. makes application for the appointment of a
Guardian ad litem for the minor defendants in the
above entitled case. The Defendant Opal M. Watson, Robert
H. Watson, Allan A. Watson and Eunice Fay Smith, have been
duly served with summonses herein. The under-
signed suggests that Edward H. Postu who is a suitable
person be appointed as such Guardian ad litem.

Respectfully

William M. Watson, Executor of the last Will of Margaret Finley dec'd. by
Koke Donithen, his atty.

Answer of Guardian Ad Litem.

Probate Court, Union County, Ohio

95-82

William M. Watson, Executor et al.

no. 95-82 Petition To Sell Real Estate

Plaintiff

Answer

of
Guardian
Ad Litem

Wm. M. Watson, et al. Defendants, Answer of Minor Defendants,
and now come the said Opal M. Watson, Robert H. Watson
Allan A. Watson, Eunice Fay Smith, Minor defendants to
the petition in said cause, by Edward H. Postu their
Guardian ad litem, heretofore appointed in said cause
by said Court, and for answer to said petition, deny
all the material allegations therein contained, prejudic-
ial to said minor defendants; further say, that they are
of tender years and not acquainted with the
law in such cases. They therefore pray the Court to
protect their rights in this cause, and for such relief
as may be just.

Opal M. Watson; Robert H. Watson; Allan A. Watson; Eunice Fay Smith.

By Edward H. Postu, Guardian ad litem.

96-82

Journal Entry: Appointment of Guardian ad litem
Probate Court, Union County, Ohio.

Appt of
Guardian
Ad Litem

William M. Watson Executor

April 20th 1921

Plaintiff

no. 95-82

William M. Watson, et al.

Appointment of Guardian
ad litem.

Defendants.

This day Plaintiff appeared in open Court, and made
application for the appointment of a Guardian
ad litem for the minor defendants in this case.
And it appearing to the Court that the defendants
Opal M. Watson, Robert H. Watson, Allan A. Watson and
Eunice Fay Smith have been duly and legally

deceased, and
enter our
of said

Minor-

Robert H. Watson,
a Hoffer,

Union County, Ohio.

Also, if either

their father,

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Union County

of April, 1921,

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due return

Witness my

of April, 1921,

Court of said County

m. and pur-

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to the within

viz: April 5th,

ew A. Watson,

mino-

her mother

Their father

us.

Licking Co. Ohio

Final Record, Union County Probate Court

95-82

servd with summons herein. and have not made Application for a guardian ad litem. it is ordered that Edward H. Porter be and he hereby is appointed Guardian for the said minor defendants. And now comes the said Edward H. Porter, and in open Court accepts said appointment.
H. H. Husted Probate Judge.

95-82

95-82

Journal Entry: Orders On Hearing for Private Sale, etc.
Probate Court, April 18th 1921.

Order on Hearing for Private Sale

William M. Watson, Executor of last Will and Testament of Margaret Finley, deceased. Plaintiff
vs
William M. Watson, et al. Defendants.

Petition To Sell Real Estate
Order of Sale

95-82

Affidavit of Disinterested Person

This day this cause came on to be heard upon the petition, evidence and testimony and pleadings, and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court. That the statements and allegations in said petition are true. That said Margaret Finley, deceased, did not leave a will or wills entitled to down in the estate to be sold, and an appraisement of such estate is contained in the inventory. It is ordered that another appraisement be and hereby is dispensed with. And the Court being satisfied that it is necessary to sell the real estate of said decedent described in the petition, to pay her debts, and carry out the provisions of decedent's will, and it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered that said William M. Watson as such executor proceed to sell said real estate, free of down, at private sale for not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale, and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.
H. H. Husted, Probate Judge

95-82

Order of Sale

95-82

Application To Sell Real Estate at Private Sale

Application for Sell Real Estate at Private Sale

William M. Watson, Executor of the Estate of Margaret Finley, Deceased. Plaintiff
vs
William M. Watson, et al. Defendants.

Petition To Sell Real Estate
Application.
No. 95-82

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the

Final Record, Union County Probate Court

95-82

following reasons: That said property will sell to better advantage, and it will save time and expenses of a public sale. And he therefore asks for an order authorizing him to sell said real estate at private sale.

William M. Watson, Executor of Margaret Finley, Deceased.
The State of Ohio, Marion County, ss.

William M. Watson, being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes.
William M. Watson.

Sworn to before me and signed in my presence, this 20th day of April, 1921. ~~ss~~ Marguerite Triff, Notary Public.

95-82

Affidavit of Disinterested Person

Affidavit of Disinterested Person

The State of Ohio, Marion County, ss.

Lurella Watson and Hoke Donithan, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be upon for the interest of the said William M. Watson, to sell said real estate at private sale than at public sale, as they verily believe.

Lurella Watson - Hoke Donithan.

Sworn to before me and signed in my presence, this 20th day of April, 1921. ~~ss~~ Marguerite Triff, Notary Public.

95-82

Order Of Sale. Term of Court.

Order of Sale

The State of Ohio, Union County, ss. Probate Court.
William M. Watson, Executor of The Estate of Margaret Finley deceased. Greeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as executor of the estate of Margaret Finley, deceased, is Plaintiff and William M. Watson et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than \$1200. The appraised value thereof free of the dunn, the following described premises to-wit: "situated in the County of Union and in the State of Ohio, and in the village of Milford Center, Ohio, Beginning at the north west corner of French G. Reynolds' lot and in the south line of Center St.; thence westerly with the south line of said Center St. one hundred and forty (140) feet to a stake with the east corner of Mary Egan's lot; thence southerly with the east line of said Mary Egan's land, ninety (90) feet to the Ellen Green's north line; thence easterly with the north line of said Ellen Green's lot 129 feet to the west line of said French G. Reynolds' lot; thence northerly with the west line of said French G. Reynolds' lot 80 feet to the beginning.

(Part of lot No. 46) Excepting, the following from the above. Beginning at a stake at the east corner of the Mary

Final Record, Union County Probate Court

9582

Egan's lot: thence running east 44 feet: thence south to the line of Mary Ellen Green's lot: thence west of the line of the Mary Ellen Green's lot 44 feet: thence north to the stake at the beginning. Vol. 59 page 503. Also bring in lot No. 47 as shown on plat of Mann's Addition to the Village of Milford Center, Ohio. Also all that part of lot No. 45 in said Addition that lies east of said lot No. 47, excepting therefrom a small piece deeded to H. E. McConnell and Caroline Davis as shown of record, Volume 86 page 519.

Said sale to be upon the following terms: Cash on delivery of the deed for the said premises. You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 20th day of April 1921.

H. H. Husted Probate Judge.

9582

9582

To the Probate Court of Union County, Ohio.

Return

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 20th day of April, 1921.

William M. Watson, Executor of Margaret Finley, Deceased. Estate

9582

In obedience to the within order, I sold said premises on the 20th day of April, 1921, to Ofa J. Noyes, for the sum of Thirteen Hundred Dollars, said sum being more than the appraised value of the same.

Report

Date

William M. Watson, Executor of Estate of Margaret Finley, Deceased. Dated the 20th day of April, 1921.

The State of Ohio, Union County. The above named William M. Watson, Executor being duly sworn says that the sale above report has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

William M. Watson.

Sworn to before me and signed in my presence, this 20th day of April, 1921.

H. H. Husted, Probate Judge.

9582

Order

of

Confirmation

Distribution

Journal Entry: Orders of Confirmation, Distribution, etc. William M. Watson, Executor of the estate of Margaret Finley - dec. Plaintiff

April 20th 1921

William M. Watson, et al. Defendants Orders of Confirmation, Distribution.

This day this cause came on to be heard on the report of William M. Watson, Executor of the estate of Margaret Finley, deceased of his proceedings under the former order of this Court, and upon the motion of said petitioner to confirm the sale made in obedience to said order: and the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects

9387
Filed
April 21st
1920
E. J. Strayer
attorney.

Petition

Final Record, Union County Probate Court

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Real Estate
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correct, and being satisfied that said sale was fairly and legally made; it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Margaret Linley in said real estate, to the purchaser Offa J. Hoyer, upon the said purchaser executing to said Executor the purchase money. And now this cause coming on further to be heard upon the pleadings herein, and upon the motion to distribute the proceeds of the sale, amounting to the sum of Thirteen Hundred Dollars; there being no widow. It is further ordered that said Executor out of the money in his hands, pay: First: To the Treasurer of this County, the sum of \$72.69, being the taxes, penalty and interest thereon, against said property. Second: The costs and expenses incurred in the sale of said property, including an attorney fee of \$78.00 to Hoke Dornheim. Third: Hold the balance subject to the order of this Court on order of distribution after paying all valid debts. And it is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein, taxed at \$--- out of the proceeds of said sale, within ten days. H. H. Husted, Probate Judge.

9387
Filed
April 21st
1920
E. J. Strayer
attorney.

Petition for Sale of Real Estate to Pay Debts,
Probate Court, Union County, Ohio.

Miriam I. Currier, Administratrix
of the Estate of Charles H. Currier Deceased,
Plaintiff
vs
Echel Duty; Doratha Baker; Floyd Currier,
a minor over 14 years of age;
Goldie Currier, a minor over 14
years of age; Mildred Currier,
a minor under 14 years of age;
Harold Currier, a minor under
14 years of age; Miriam I. Currier
and The Plain City Home and Savings Co.,
Defendants.

no. 9387
Civil Action
Petition To
Sell Real Estate
Petition

Petition

The Plaintiff represents that she is the duly appointed and qualified Administratrix of the Estate of Charles H. Currier, late of Union County, Ohio, deceased; that the amount of debts due from the deceased is Fifteen Hundred, Eighty and ²⁰/₁₀₀ Dollars, as near as can be ascertained, that the charges of Administration of said estate will amount to about Two Hundred, Twenty-five and ²⁰/₁₀₀ Dollars; and that the total value of the personal estate and effects of said deceased is but Three Hundred

Final Record, Union County Probate Court

9387

Thirteen and no/100 Dollars being wholly insufficient to pay the debts and costs aforesaid. The plaintiff further represents that said Charles H. Currier, died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, in Jerome Township, and bounded and described as follows: Beginning at an iron pin in the center of the Post Road and at the south west corner of a 7 1/6 acre tract lying north of said road and conveyed by Clark Gray to Howard C. Black; thence with the west line thereof N. 4° 20' E. 17.78 poles to a stone at the north west corner of said tract; thence with the north line of said tract S. 86° 11' E. 11.44 poles to a stake; thence S. 18° 25' W. 19.84 poles to an iron pin in the center of the aforesaid road; thence with the center of the aforesaid road, N. 69° 42' W. 6.20 poles to the beginning, containing one acre and being part of Survey No. 7758. Plaintiff further represents that said real estate was appraised in accordance with the order of the Probate Court of Union County, Ohio, by Ephraim Atkinson, William P. Hudson, and W. E. Chandler, being free holders and living in the vicinity, and Union County, Ohio, the appraisers of the personal estate of said decedent free from the debts of said Charles H. Currier, and that the amount of said appraisement is \$2000.00, that plaintiff has given bond in the sum of \$2400.00.

9387

9387

Receipt

9387
 Filing Petition
 1/2 bill
 Real Estate

Petition

The said decedent died leaving the defendant Minnie J. Currier his widow, who is entitled to dower in said premises; that the defendants Ethel Lutz, Dorothea Baker, Floyd Currier, Goldia Currier, Miedred Currier and Howard Currier, are the only children and legal heirs at law of said decedent, having the next estate of inheritance from said Charles H. Currier, deceased, in said premises; that the Defendant The Plain City Home and Savings Company has or claims to have a mortgage lien in said premises; that said The Plain City Home and Savings Company be required to set up their claim or be forever barred of the same. The Plaintiff therefore prays that the dower of said Minnie J. Currier in said premises may be assigned and set off to her, unless she files an answer herin and consent that the same may be sold free from her said dower interest; that the mortgage lien of the Plain City Home and Savings Company may be fully determined, adjusted and protected according to equity, and that your petitioner may be authorized and ordered to sell said real estate subject to said dower, unless the widow, herein release the same according to the statute in such cases made and provided, and for all other proper orders and relief in the premises. J. E. Strayer, Atty. for Plaintiff.

9387

Final Record, Union County Probate Court

9387 The State of Ohio, Union County, ss
 Minnie I. Currier, the within named Plaintiff, being
 duly sworn, says that the various matters and things set
 forth in said petition are true, to the best of his knowledge
 and belief.
 Minnie I. Currier.
 Sworn to before me and signed in my presence, this
 20th day of April, 1920. J. E. Strayer, Notary Public

9387
 Probate Court, Union County, Ohio.
 No. 9387
 Minnie I. Currier, Administratrix
 of the Estate of Charles H. Currier, Deceased Civil Action.
 Plaintiff
 Petition To Sell Real Estate.
 vs.
 Prarieps.
 Ethel Lutz, et al. Defendants
 To the Probate Judge:
 Issues summonses for said Floyd Currier, a minor
 over 14 years of age; Goldia Currier, a minor over
 14 years of age; Miedred Currier a minor under 14 years
 of age; Harold Currier, a minor under 14 years of age.
 Defendants, directed to the Sheriff of said County, returnable
 according to law. J. E. Strayer, Plaintiff's Attorney.

9387
 Filing Petition
 1/2 bill
 Real Estate,
 Journal Entry: Filing Petition To Sell Real Estate,
 In the Probate Court of Union County, Ohio,
 April, 21- 1920.
 Case No.
 Minnie I. Currier, Administratrix
 of the Estate of Chas H. Currier, dec'd
 Plaintiff.

Ethel Lutz; Dorothea Baker, Floyd
 Currier, a minor over 14 years of
 age; Goldia Currier, a minor over
 14 years of age; Miedred Currier,
 a minor under 14 years of age;
 Harold Currier, a minor under
 14 years of age; Minnie I. Currier
 and the Plain City Home and Savings Co.
 Defendants.

This day came the Plaintiff Minnie I. Currier, Admin-
 istratrix of the estate of Charles H. Currier, deceased, and
 presented to this Court her petition, duly verified,
 praying an order for the sale of real estate of the said
 Charles H. Currier, deceased, to pay the debts, and
 the costs of administering the estate, of the said
 decedent. Whereupon, it is considered and ordered
 by this Court that the said petition be filed, and
 that due and legal notice of the filing, pendency, and
 prayer, of the said petition, and of the time in which
 they are required by law to answer the same, be given
 to each of the said defendants; and this cause is
 continued.
 Edward H. Porter,
 Probate Judge.

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 for Plaintiff.

Final Record, Union County Probate Court

9387

Summons Probate Court Minors.

The State of Ohio, Union County, ss.
 To the Sheriff of Union County, Meeting:
 You are commanded to notify Floyd Currier, a minor over 14 years of age; Goldie Currier, a minor over 14 years of age; Milled Currier, a minor under 14 years of age; and Harold Currier, a minor under 14 years of age, making service of this summons upon them and also, if either of them can be found, upon their guardian, or their father, or if neither their guardian nor their father can be found, then upon their mother, or the person having the care of such infants, or with whom they live, that they have been sued by Minnie J. Currier as administratrix of the estate of Charles H. Currier, deceased, in the Probate Court of Union County, and that unless they answer by the 22nd day of May, 1920, the petition of said Plaintiff against them filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make due return of this summons on the 3rd day of May, 1920.

Witness my hand and the seal of said Court, this 21st day of April, 1920. Edward W. Porter, Probate Judge and ex-officio Clerk of the Probate Court of said County.
 Sheriff's Return.

summons

9387

Sheriff's Return

State of Ohio, Union County, ss.
 Received this writ April 21st 1920, at 9 O'clock, A.M. and pursuant to its command, on April 22nd 1920, I served the within named defendants, Floyd Currier, Goldie Currier, Milled Currier, and Harold Currier, all infants or minors, personally with a true and duly certified copy of this writ with all endorsements thereon.

On the same day at same time I served (there being no guardian, and there being no father living) Minnie J. Currier, mother of said minors (Floyd Currier, Goldie Currier, Milled Currier and Harold Currier) personally with a true and certified copy of this writ with all endorsements thereon, for each one of said minors.

Sheriff's Fees	
Service and Return	2.50
Mileage	2.00
Total	\$4.50

Chas. A. Liggett, Sheriff.

9387

Minor

Minor.

In the Probate Court of Union County, Ohio,
 Minnie J. Currier, Admrx of the Estate of
 Charles H. Currier, Deceased Plaintiff.

9387

Minor

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Answer

and
 Cross-Petition of
 the Plaintiff
 City Home
 and Savings
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Final Record, Union County Probate Court

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Ethel Lutz; Dorothea Baker,
Floyd Currier, a minor over 14
years of age; Goldie Currier, a
minor over 14 years of age;
Medred Currier, a minor under
14 years of age; Harold Currier
a minor under 14 years of age.
Minnie D. Currier, The Plain City
Home and Savings Co. Defendants

No. 9387

Petition To Sell Real Estate
Waiver of Process
and
Consent to Sell.

Minor

We, the undersigned, parties defendant in the above
entitled cause for the sale of Real Estate of the estate
of said Decedent to pay debts, hereby waive service
of process, and consent to the sale of the Real Estate
in said Petition mentioned, as herein prayed for, and
the statutory time for pleading is hereby waived and
we consent that said Petition may be heard at such
time as may be by the Court ordered.

Minnie D. Currier, Dorothea Baker, Ethel Lutz; The Plain
City Home and Savings Company, Sec. J. R. Woods, Secretary.

9387

Answer and Cross-Petition of
The Plain City Home and Savings Company,

Answer

In The Probate Court of Union County, Ohio.

and
Cross-Petition
of The Plain
City Home
and Savings
Company,

Minnie D. Currier, Administratrix
of the Estate of Charles H. Currier, Deceased,
vs.
Plaintiff.

Answer and Cross-Petition
of The Plain City Home
and Savings Company -
No. 9387

Ethel Lutz, et al. Defendants.

Now comes the Plain City Home and Savings Company
one of the defendants herein named and voluntarily
enters its appearance. and by way of Cross-Petition
says that on the 18th day of July, 1911, it advanced as a
loan to Charles H. Currier, in accordance with its
Constitution and by laws, the sum of Six Hundred
Dollars, being the estimated value of six shares of its
Capital stock. That in order to secure the repayment
of the same in installments of dues, interest, and fines,
said Charles H. Currier, together with his wife, Minnie
D. Currier, executed and delivered to the said defendant,
The Plain City Home and Savings Company, their mortgage
deed upon the premises described in said petition filed
by Minnie D. Currier, Administratrix of the Estate of Charles
H. Currier, Deceased, in said Court. That said
Mortgage was filed for record in the recorder's office of
Union County, Ohio, on the 19th day of July, 1911, at 9.0' clock
a.m. and was recorded in Mortgage Book 61 Page 400. of
the mortgage records of said County. That by the
terms of said mortgage it was provided: "Provided,
nevertheless, and these presents are upon this condition,
that, whereas the said Charles H. Currier has

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County, Ohio,

Final Record, Union County Probate Court

entered into a contract in writing with said Company in the words and figures following to wit:

\$600.00

Plain City, O. July 13th 1911.

Received of the Plain City Home and Savings Company, of Plain City, Ohio, Six hundred dollars as a loan on six shares of stock owned by me in said Company. I agree to pay to said Company weekly, not less than One and 15/100 dollars which shall be applied as follows:

First: To the payment of fines, insurance, taxes or any other assessments made against me in pursuance of the by laws of said company. Second: To the payment of the interest due on said loan at the rate of twelve cents per week upon each share of stock upon which said loan is made. Third: To the payment of dues on said loan at the rate of twenty-five cents per week upon each share of stock upon which said loan is made. Said payment shall be continued until dues so credited on said stock, together with the dividends declared thereon shall equal the amount loaned. Borrower may also at any time pay up in full one or more shares of stock on which a loan has been taken and have such shares and proportionate amount of the loan cancelled.

Should I fail for eight weeks to pay said weekly payments, then the whole amount of said loan shall at once become due and payable. Signed, Charles H. Currier.

Now, if the said Charles H. Currier shall pay to said Company its Successors or assigns, the said sums of money when due as set forth in said contract, then these presents shall become void. That the total amount necessary to satisfy said mortgage on May 1st 1920, was the sum of \$130.45 with interest at the rate of 24 cents per week interest and 50 cents per week on the principal. If the interest and principal is not paid each week as above stated, then a fine of ten cents each week will be assessed.

Wherefore this defendant prays that the said premises may be ordered sold free from the claim of the defendant and that out of the proceeds of the sale its claim be paid, and for such other relief as the defendant may be entitled to in the premises.

J. E. Strayer, Attorney for defendant.
State of Ohio, Madison County, ss. J. R. Woods, being first duly sworn says that he is the Secretary of the Plain City Home and Savings Company, the defendant herein, that the facts stated and the allegations therein contained are true as he verily believes.

J. R. Woods
Subscribed before me and subscribed in my presence, this 1st day of May, 1920.
J. E. Strayer, Notary Public.

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Application

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Final Record, Union County Probate Court

9387

Answer of Widow.

In the Probate Court of Union County, Ohio,
Minnie D. Currier, Adm'r. No. 9387 Answer of Widow
of the Estate of Charles H. Currier, Dec'd.

Plaintiff
Eckel Lutz, et al. Defendants Proceedings To Sell
Real Estate.

and now comes Minnie D. Currier, one of the defendants
in the above entitled cause, and voluntarily enters
her appearance herein, and for her answer to the
petition in this case filed: That she is the widow
of said Charles H. Currier deceased, and as such is
entitled to dower in the premises described in said
petition; that her age is forty-five years; that she
consents to the sale of the real estate of said decedent,
as prayed for, and that she waives the assignment of
her dower in said premises by metes and bounds, or in
rents and profits; and asks the court that said
premises may be sold free from her dower estate
therein and that the value of such dower estate
may be allowed and paid her in money out of the
proceeds of such sale, as the court may deem
reasonable.

Minnie D. Currier.

The State of Ohio, Union County.

Minnie D. Currier being duly sworn, makes oath that
the facts stated in the foregoing answer are as she
believes true.

Minnie D. Currier.

Known to by said Minnie D. Currier before me, and
signed by her in my presence, this 21-day of April, A.D.
1920.

Frank J. Currier, Notary Public.

9387

Application For Appointment of Guardian ad litem.

Application for Appointment of Guardian ad litem.

Probate Court, Union County, Ohio.

Minnie D. Currier, Adm'r. No. 9387
of the Estate of Charles H. Currier, deceased.

Plaintiff.

Application

Eckel Lutz, et al. Defendants.

Application.

To the Hon. Edward H. Porter, Judge of said Court:

The undersigned Minnie D. Currier, Administratrix of
the Estate of Charles H. Currier, deceased, plaintiff
makes application for the appointment of a Guardian
ad litem for the minor defendants in the above
entitled case. The Defendants Floyd Currier and
Goldie Currier minors, over the age of fourteen years,
and have been duly served with summons herein
and that said defendants have neglected for twenty
days after the return of summons served upon
them to apply for a Guardian ad litem.

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Final Record, Union County Probate Court

9387

The defendants Miedred Currier and Harold Currier, Minors under the age of fourteen years, and have been duly served with summons.

The undersigned suggests that Howard C. Black, who is a suitable person be appointed as such Guardian ad litem. Respectfully, Mississ J. Currier, Administratrix of the estate of Charles H. Currier, deceased, Plaintiff. Rev. J. C. Strayer, her attorney.

9387

Journal Entry: Appointment of Guardian ad litem.

Probate Court, Union County, Ohio.

Nov. 16th 1920.

no. 9387

Appt of Guardian ad litem

Mississ J. Currier, Administratrix of the Estate of Charles H. Currier, Deceased.

Plaintiff.

Edith Lutz, et al

Defendants.

Appointment of Guardian ad litem.

This day Mississ J. Currier, Administratrix of the estate of Charles H. Currier, deceased, appeared in open court, and made application for the appointment of a Guardian ad litem for the minor defendant in this case. And it appearing to the court that the defendants Floyd Currier and Goldia who are over the age of fourteen years, and have been duly and legally served with summons herein, and that said Floyd Currier and Goldia Currier have neglected for many days after the return of summons served upon them to apply for a Guardian ad litem and it appearing to the court that the defendants Miedred Currier and Harold Currier who are under fourteen years, and have been duly and legally served with summons herein it is ordered that Howard C. Black, be and he hereby is appointed Guardian for the suit, for said minor defendants. And now comes the said Howard C. Black and in open court accepts said appointment.

Edward H. Porter, Probate Judge.

9387

Answer of Guardian ad litem

The State of Ohio, Union County ss. Mississ J. Currier, Administratrix of the Estate of Charles H. Currier, Deceased.

Plff.

Edith Lutz, et al

Defts.

In the Probate Court of said County Answer of Minor Defendants.

And now come the said Floyd Currier, Goldia Currier, Miedred Currier and Harold Currier the minor defendants to the petition in said cause, by Howard C. Black, their Guardian ad litem, heretofore appointed in said cause by said court and for answer to said petition, deny all the material allegations therein contained, prejudicial to said minor defendants; and further say, that they are of tender years and not acquainted with the law in such cases. They therefore pray the court to protect their rights in this case, and for such relief as may be just.

9387

9387

Order for Appraisement

9387

Order of appraisement

Final Record, Union County Probate Court

9387

Floyd Currier, Goldia Currier, Mildred Currier, Harold Currier By Howard C. Black, Guardian ad litem.

9387

Order For Appraisement.

Probate Court, Union County, Ohio.

Nov. 16th 1920. No. 9387

Journal Entry.

Order for Appraisement

Miriam J. Currier, Administratrix of Estate of Charles H. Currier, Deceased.

Plaintiff

vs. Ethel Lutz et al. Defendants.

Order for appraisement.

This day this cause came on to be heard upon the petition, proofs, and exhibits and answer of Howard C. Black, Guardian ad litem of Floyd Currier, Goldia Currier, Mildred Currier, and Harold Currier, the Court find that all the defendants have been duly served, with process, or have voluntarily entered their appearance in the case; and that as set forth in the petition, it is necessary to sell the real estate, as prayed for in the petition therein described, to pay the debts of the said Charles H. Currier, deceased. And Miriam J. Currier the widow of the said Charles H. Currier having by her answer, waived the assignment of her dower by metes and bounds; it is therefore ordered and adjudged by the Court that the said premises be appraised four of dower, by the oaths of L. C. Kent, Charles C. Smith, and F. B. McCullough, judicious and disinterested freeholders of the vicinity, whom the Court hereby appoint for that purpose, and that they return their proceedings to this Court for confirmation.

Edward H. Porter, Probate Judge.

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Order Of Appraisement.

Order of appraisement

The State of Ohio, Union County, ss. Probate Court, To Miriam J. Currier, Administratrix of the Estate of Charles H. Currier, Deceased. Meeting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Administratrix are Plaintiff and Ethel Lutz et al. are Defendants; you are commanded that by the oaths of L. C. Kent, Charles C. Smith, and F. B. McCullough, judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, for the dower estate of Miriam J. Currier, Therewith:

The following described real estate, situated in the Township of Jerome, County of Union, State of Ohio, and bounded and described as follows, to-wit:

Final Record, Union County Probate Court

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Beginning at an iron pin in the center of the Post Road and at the south west corner of a 7/16 acre tract lying north of said road and conveyed by Clark Gray to Howard C. Black. Thence with the west line thereof N. 4° 20' E. 17. 28 poles to a stone at the north west corner of said tract; thence with the north line of said tract S. 86° 11' E. 11. 44 poles to a stake; thence S. 18° 20' W. 19. 84 poles to an iron pin in the center of the aforesaid road; thence with the center of the said road N. 69° 42' W. 6. 20 poles to the beginning.

Containing one acre and being part of Survey No. 775-8. You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you then and there this writ.

Witness my signature as Judge and Ex. officio Clerk of our said Probate Court and the seal of said Court at Marysville Ohio this 16 day of November, 1920. ~~State~~ Edward H. Porter, Probate Judge

9387

Confirming return Appraisement and ordering of sale

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Return

To the Probate Court of Madison County, Ohio: In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated, the 22 day of Nov. 1920.

Minnie J. Currier, Administratrix of Estate of Charles H. Currier, Deceased.

Oath of Appraisers.

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Oath

of Appraisers

The State of Ohio, Madison County, Ohio. We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

F. B. McCullough, Charles C. Smith, S. C. Kent, Appraisers. Known to before me, and signed in my presence, this 22 day of November 1920. Frank J. Currier, Notary Public

Appraisers Report.

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Appraisers Return

In obedience to the foregoing order, after being first duly sworn and upon actual view, of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at Sixteen Hundred Dollars free from said dower estate Minnie J. Currier, widow of Charles H. Currier, Deceased. Given under our hands this 22 day of November, 1920.

F. B. McCullough, Charles C. Smith, S. C. Kent Appraisers. Journal Entry: Deeds Confirming appraisement and ordering Sale.

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In The Probate Court of Union County, Ohio No. 9387 Minnie J. Currier, Administratrix of Estate of Charles H. Currier, Deceased. Plaintiff vs. Ethel Pitt, et al. Defendants. Appraisement and Ordering Sale.

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Application to sell Real Estate at Private Sale

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Final Record, Union County Probate Court

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Confirming
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Application
To
Sell Real
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Private Sale

This day this cause came on further to be heard on the return of the plaintiff of the appraisement herein, and it appearing to the Court that said appraisement heretofore ordered has been made and reported to this Court; and the Court having carefully examined the same, finds that said appraisement has been made in all respects in conformity to law, and the former order of this Court, the same is now here, by the Court, approved and confirmed. The Court further finds that the said plaintiff as such administrator has given bond in sufficient amount with approved sureties, conditioned according to law. And this cause coming on further to be heard on the application of the plaintiff for an order to sell said real estate at private sale, and the same being submitted to the Court on the said application and the evidence adduced in support thereof: on consideration whereof the Court finds that it would be for the best interest of said estate and all parties interested therein that said real estate be sold at private sale. It is thereupon by the Court ordered that said Minnie D. Currier as such administrator, as aforesaid, proceed to advertise and sell the real estate aforesaid, free of down, at private sale, at not less than the appraised value thereof, on the following terms, to wit: Cash on delivery of deed for said premises, and it is by the Court ordered that said plaintiff make due return of his proceedings herein forthwith upon compliance with the terms thereof.

Application To Sell Real Estate at Private Sale.
Probate Court, Union County, Ohio.
No. 9387
Minnie D. Currier, Administrator
of Estate of Charles H. Currier, Deceased
Plaintiff
vs.
Echel Lutz, et al. Defendants.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: That the cost of private sale will be less than the cost of a public sale. And she therefore asks for an order authorizing her to sell said real estate at private sale.
Minnie D. Currier, Administrator of Estate of Charles H. Currier, deceased.

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The State of Ohio, Union County, ss.
Minnie D. Currier, being duly sworn, says that the

Final Record, Union County Probate Court

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various matters set forth in the foregoing application are true as she verily believes. *Minnie J. Currier*
known to before me and signed in my presence, this 2nd day of December, 1920. *Frank J. Currier, Notary Public*

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Affidavit of Disinterested Persons

The State of Ohio, Union County, ss.
J. S. Parker, H. O. Hutchinson, and J. W. Kilgore, being duly sworn, say that they know the facts set forth in the application to which affidavit is attached; that they have no interest whatever in the matter therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale, as they verily believe. *J. S. Parker, H. O. Hutchinson, J. W. Kilgore* known to before me and signed in my presence, this 2nd day of April, 1920. *Frank J. Currier, Notary Public*

Return

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Report of Sale

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Order of Sale

The State of Ohio, Union County, ss. Probate Court.
To Minnie J. Currier, Admrx. of the estate of *Charles H. Currier, Deceased*.
Greeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Administrator of the estate of *Charles H. Currier, Deceased*, is Plaintiff and *Ethel Lutz, et al.* are Defendants, you are commanded to proceed according to law, to sell at Private sale, for not less than the appraised value thereof, free of the dower of *Minnie J. Currier, widow of Charles H. Currier, Deceased*, the following described premises, to-wit: Situated in the Township of Jerome, County of Union, State of Ohio, and bounded and described as follows: Beginning at an iron pin in the center of the Post Road and at the south west corner of a 7¹/₆ acre tract lying north of said road and conveyed by *Clark Gray to Howard C. Black*; thence with the west line thereof N. 4° 20' E. 17.28 poles to a stone at the north west corner of said tract; thence with the north line of said tract, S. 86° 11' E. 11.44 poles to a stake; thence S. 18° 20' W. 19.84 poles to an iron pin in the center of the aforesaid road; thence with the center of said road N. 69° 42' W. 6.20 poles to the beginning. Containing one acre and being part of Survey No. 7758.

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Orders Confirmation of Distribution of the

Said sale to be upon the following terms: Cash on delivery of the deed for said premises.
You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 3rd day of December, 1920.

Edward H. Porter
Probate Judge.

Final Record, Union County Probate Court

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Return

To the Probate Court, of Union County, Ohio.
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 16th day of February, 1921.
Minnie I. Currier, Adm^r. of Estate of Charles H. Currier, Deceased.

Return

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Report of Sale.

In obedience to the within order, I sold said premises on the 16th day of February, 1921, to E. D. Butler for the sum of sixteen hundred and forty-four and 9/100 Dollars, said sum being more than the appraised value of the same.
Minnie I. Currier, Adm^r. of the estate of Charles H. Currier, deceased.
Dated the 16th day of February, 1921.

Report of Sale

The State of Ohio, Madison County, ss.
The above named Minnie I. Currier, Adm^r. of the Estate of Charles H. Currier, deceased, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.
Minnie I. Currier.

Known to before me and signed in my presence, this 16th day of February, 1921. ~~Wm~~ William H. Husted Probate Judge

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Orders

Journal Entry: Orders of Confirmation, Distribution, etc.
Probate Court, Union County, Ohio.

Confirmation of the estate of Charles H. Currier, deceased.
Distribution of the estate of Charles H. Currier, deceased.

Minnie I. Currier, Administratrix Feb. 16th 1921.
Petition to Sell Real Estate, deceased.

Plaintiff v.

Orders of Confirmation, Distribution etc.

Exhib Duty et al. Defendants.
This day this cause came on to be heard on the report of Minnie I. Currier, administratrix of the estate of Charles H. Currier, deceased, of her proceedings under the former order of this Court, and upon the motion of said petitioner to confirm the sale made in obedience to said order; and the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made; it is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said petitioner execute a deed of all the right, title and interest of the said estate of Charles H. Currier, deceased, in said real estate, to the purchaser E. D. Butler, upon the said purchaser paying to said administratrix the purchase price in sum of \$1644.⁹⁰ And now this cause coming on further to be heard upon the pleadings herein and upon the motion to distribute the proceeds of

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of the sale, amounting to the sum of Sixteen Hundred Forty-four and 9/100 Dollars; and the said Minnie T. Currier widow having by answer herein waived the assignment of dower in said premises by metes and bounds, or in rents and profits, and, asked that the value of such dower be allowed and paid her out of the proceeds of the said sale; the Court finds the just and reasonable value of her dower interest in said real estate to be the sum of Four Hundred and Twelve and 93/100 Dollars.

The Court finds that the said The Plain City Home and Savings Co. and note and mortgage set forth in its answer and cross-petition, from the estate of said Charles H. Currier, deceased, has been paid, released, and said release is recorded on margin of the record, of said mortgage record in Union County, Ohio.

The cost and expense incurred in the sale of said property, third: To Minnie T. Currier widow, the sum of \$412.⁹³ which the Court finds to be the value of her dower interest in said premises. It is further ordered that the balance of said proceeds, amounting to the sum of \$1231.⁹⁷ be accounted for by said Administrator according to law. And it is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein, taxed at \$- out of the proceeds of said sale, within ten days. William H. Hunter Probate Judge

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Filed Jan. 7-1920.

John M. Langhry atty.

Petition for sale of Real Estate to Pay Debts, Probate Court, Union County, Ohio. No. 9313.

John L. Langhry, Administrator of the estate of Silnor T. Gantt, deceased. Plaintiff.

Mina M. Gantt, Frank L. Gantt, Dessie D. Gantt, Mary E. Gantt, Dyer P. Gantt, Grace E. Shaw, George Shaw, William H. Gantt, Johnny T. Gantt, John W. Chablin, and Kenneth L. Mans, and Louis Berkpita and Willard Berkpita her husband, Mina Gantt, guardian, and H. E. Langhry. Defendants.

Civil Action

Petition to Sell Real Estate.

Petition.

Petition

The Plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Silnor T. Gantt late of Union County, Ohio, deceased; that the amount of debts due from the deceased is Two Hundred (\$200.00) Dollars, as near as can be ascertained that the charges of administration of

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said estate will amount to about One Hundred (\$100.00) Dollars and that the total value of the personal estate and Effects of said deceased is - nothing - being wholly insufficient to pay the debts and Costs aforesaid. The Plaintiff further represents that said Silvanus T. Gault, died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to-wit: Survey #12282 Beginning at a stone in the center of the Newton and Middleburg road south-east corner to lands formerly owned by Daniel Zeigler, near a lot formerly used for school purposes in district number 5 in Liberty Township; thence north 87 1/2 east along the center of said road 106 poles to a stone in the line of lands formerly owned by Lederal Ford; thence south 5-6 west 85-87/100 poles in the line of the William Marshall land; thence north 36 1/2 west 61 poles to the beginning. Containing 16 1/2 acres more or less.

The said decedent died leaving the defendant Mina M. Gault his widow, who is entitled to dower in said premises; that the defendants Mina M. Gault, Frank L. Gault, Dessie D. Gault, Mary E. Gault, Dyer P. Gault, Grace C. Shaw and George Shaw, William H. Gault, Tommy F. Gault, John W. Chablin, and Kenneth L. Mans, Louis Berkepile, and Willard Berkepile, are the only legal representations of said decedent, having the next estate in said premises; that the Defendants Grace C. Shaw, and George Shaw, husband and wife are entitled to 1/9 interest, William H. Gault, unmarried, is entitled to 1/9 interest, Tommy F. Gault, unmarried, is entitled to 1/9 interest, Frank L. Gault, unmarried, a minor, is entitled to 1/9 interest, Dessie D. Gault, unmarried, a minor, is entitled to 1/9 interest, Mary E. Gault, unmarried, a minor is entitled to 1/9 interest, Dyer P. Gault unmarried, a minor is entitled to 1/9 interest. The said John Chablin, a minor, unmarried, and a son of Etta Gault Chablin, deceased is entitled to 1/8 interest, and Kenneth L. Mans, a minor, unmarried, and a son of Etta Gault Chablin, is entitled to 1/8 interest. Louis Berkepile, and Willard Berkepile, husband and wife are entitled to 1/9 interest.

The said Silvanus T. Gault, deceased, was formerly married to Emma Gault, deceased, and there was one child the issue of said marriage, being Louis Berkepile herein named. The Plaintiff therefor

Prays that the dower of said Mina M. Gault in said premises may be assigned and set off to her;

The Plaintiff further prays that Frank L. Gault, Dessie D. Gault, Mary E. Gault, Dyer P. Gault, and

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Final Record, Union County Probate Court

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John W. Chalblin, an minor and Mina M. Gantt has been appointed their guardian by the Probate Court of Union County Ohio. The said Kenneth L. Mans is a minor and a brother of John W. Chalblin and is now adopted by Jesse Mans and the said two children are the legal representatives of Etta Gantt Chalblin deceased. That the defendant herein named W. E. Langhry was former guardian Tilnor T. Gantt deceased, and John L. Langhry was afterwards appointed guardian and said defendant has no interest whatever in said land, as the land was purchased of W. E. Langhry as guardian by order of the Probate Court, Union County, Ohio. Said that your petition may be authorized and ordered to sell said real estate free from Mina M. Gantt's said dower, according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

The State of Ohio, Union County, ss. John L. Langhry, administrator of the estate of Tilnor T. Gantt, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief.

Sworn to before me and signed in my presence, this 7th day of January, 1920. Edward H. Porter, Probate Judge.

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Prarifer.
Probate Court, Union County, Ohio,
John L. Langhry, Administrator of
The estate of Tilnor T. Gantt, Deceased,
Plaintiff,
against
Frank L. Gantt, et al. Defendants.

no. 9313 Civil Action
Petition To Sell Real Estate.
Prarifer.

To the Probate Judge:
Issue summons for said Frank L. Gantt, Dossie D. Gantt, Mary E. Gantt, Dyer P. Gantt, and John W. Chalblin, all minor and also serve Mina M. Gantt their Guardian, to the Sheriff of Union County, Ohio, also issue summons for Kenneth L. Mans, a minor, and serve Jessie Mans, his guardian or next friend to the sheriff of Logan County, Ohio, Defendants, who lives at West Mansfield, O., and directed to the Sheriff of said County, returnable according to law.

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Filing
Petition To
Sell
Real Estate

Journal Entry: Filing Petition To Sell Real Estate
In the Probate Court of Union County, Ohio
John L. Langhry, Administrator of
The estate of Tilnor T. Gantt, Decd.
vs.
Plaintiff,
Frank L. Gantt, et al. Defendants.

Journal entry, Filing Petition
To Sell Real Estate.

This day came the Plaintiff John L. Langhry, Administrator of the estate of Tilnor T. Gantt, deceased, and presented to this Court his petition, duly verified, praying an order

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Final Record, Union County Probate Court

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for the sale of real estate of the said Dilnor T. Gault, deceased, to pay the debts, and the costs of administering the estate, of the said decedent. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants, and this cause is continued. Edward W. Porter Probate Judge.

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Answer of Widow.

Answer of Widow

John L. Longhry, Administrator

No. 9313

of the Estate of Dilnor T. Gault, Deceased.

Answer of Widow.

Plaintiff

Proceedings to Sell

Frank L. Gault, et al. Defendants. Real Estate.

And now comes Mina M. Gault, one of the defendants in the above entitled cause and voluntarily enters her appearance herein, and for her answer to the petition in this case filed, says: that she is the widow of said Dilnor T. Gault, deceased, and, as such is entitled to dower in the premises described in said petition; that her age is fifty-one (51) years; that she consents to the sale of the real estate of said decedent, as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds, or in rents and profits; and asks the court that said premises may be sold free from her dower estate therein and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such sale, as the Court may deem reasonable. Mina M. Gault.

The State of Ohio, Union County.

Mina M. Gault, being duly sworn, makes oath that the facts stated in the foregoing answer are as she believes true. Mina M. Gault.

Done to by said Mina M. Gault, before me, and signed by her in my presence, this 7th day of January, A.D. 1920.

John L. Longhry, Notary Public.

Summons, Probate Court, Minors.

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Summons

The State of Ohio, Union County.

To the Sheriff of Union County, Greeting:

You are commanded to notify Mina M. Gault, and Mina M. Gault, as Guardian, and Frank L. Gault, Dessie D. Gault, Mary E. Gault, Dyer P. Gault, and John W. Chablin, Minors, making service of this summons upon them and also, if either of them can be found, upon their guardian, or their father, or, if neither their guardian nor their father can be found, then

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Final Record, Union County Probate Court

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upon their mother, or the person having the care of such infants or with whom they live, that they have been sued by John L. Longhry, as Administrator of the Estate of Lilnon T. Gault, Deceased, in the Probate Court of Union County, and that unless they answer by the 21- day of February, 1920, the petition of said Plaintiff against them filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make due return of this summons on the 2- day of February 1920. Witness my hand and the seal of said Court, this 21- day of January 1920.

Edward H. Porter, Probate Judge, and Ex-officio Clerk of said County.

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Received this writ January 21- 1920, at 10 O'clock A.M., and pursuant to its command, I served the same by delivering a copy thereof with the endorsements thereon, personally to the within named defendants, on the days hereafter named, viz: Jan. 21- 1920 to Minna M. Gault, and also as to the within named minor defendant January 21- 1920, to Frank L. Gault, Dessie D. Gault, Mary E. Gault, Dyer P. Gault and John W. Chablin such infant. Same day at same time I served Minna M. Gault Guardian of Frank L. Gault, Dessie D. Gault, Mary E. Gault, Dyer P. Gault and John W. Chablin, personally for each of them with a true copy with all endorsements thereon.

Chas. A. Liggitt, Sheriff.

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Service and Return	\$ 3.25
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Summons. Probate Court.

Summons.

The State of Ohio: Union County, ss.
To the Sheriff of Logan County, Greeting:
You are commanded to notify Jossie Mans at West Mansfield, Ohio, and Kenneth L. Mans, Minor, making service of this summons upon him and also, if either of them can be found, upon his guardian or his father, or, if neither his guardian nor his father can be found, then upon his mother or the person having the care of such infant, or with whom he lives, that he has been sued by John L. Longhry, as Administrator of the estate of Lilnon T. Gault, Deceased, in the Probate Court of Union County, and that unless he answer by the 21- day of February, 1920, the petition of said Plaintiff against him filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make due return of this summons on the 2- day of February, 1919.

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Final Record, Union County Probate Court

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Witness my hand and the seal of said Court, this 21-
day of January, 1920. Edward H. Potter, Probate Judge.

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Return.

Sheriff's office. Jan. 26th 1920.

Return

Received this writ, January 21- 1920, at 9 o'clock a.m. and
pursuant to its command, I served the same by delivering
a copy thereof with the endorsements thereon, personally to the
writain named defendants, on the days hereafter named,
viz: Jan. 24- 1920, to Jessir Mans, at Mt Mansfield, and
Kenneth L. Mans, a minor, this 24- day of January, 1920,
and also as to the writain named minor defendant,
on January, 24- 1920, to Jessir Mans the duly appointed
and qualified Guardian of such infant Kenneth L. Mans,
minor as aforesaid. H. O. Kennedy, Sheriff.

Sheriff's fees	
Service Return	\$ 1.00
Mileage	\$ 3.40
Copy	1.10
	\$ 4.50

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Wainor.

In the Probate Court of Union County, Ohio,
No. 9313.

Wainor.

John L. Langhury, Administrator
of the Estate of Lenora T. Gault, Deceased
Plaintiff.

Frank L. Gault, et al. Defendants. Wainor of Process and Consent to Sell

Mr. the undersigned, parties defendant in the above
entitled cause for the sale of Real Estate of the said Decedent
to pay debts, hereby wainor service of process, and consent
to the sale of the Real Estate in said Petition mentioned,
as herein prayed for, and the statutory time for pleading
is hereby waived and we consent that said Petition
may be heard at such times as may be by the Court
ordered. Louis Burkholder. H. E. Langhury.

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Wainor.

In the Probate Court of Union County, Ohio,
No. 9313

Wainor

John L. Langhury, Administrator
of the estate of Lenora T. Gault, Dec.
Plaintiff
Frank L. Gault et al. Defendants. Wainor of Process and
Consent to Sell.

Mr. the undersigned, parties defendant, in the above entitled
cause for the sale of Real Estate of the estate of said
Decedent to pay debts, hereby wainor service of process,
and consent to the sale of the Real Estate in said
Petition mentioned, as herein prayed for, and the
statutory time for pleading is hereby waived and we
consent that said Petition may be heard at such times
as may be by the Court ordered.

George W. Browning - Isaac L. Shaw - George Shaw.

Final Record, Union County Probate Court

9313
Order on
Hearing
of
Appraisement

Journal Entry: Order on Hearing of Appraisement, etc.
Probate Court, Union County, Ohio.
April, 26th 1920.

John L. Longhry, Administrator.
of the estate of Tilnor T. Gault, Deceased.
Plaintiff.

Mina M. Gault, et al. Defendants. Order of Appraisement, etc.

This day this cause came on to be heard upon the petition, evidence and testimony John L. Longhry, Administrator of the Estate of Tilnor T. Gault, Deceased, and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally notified of the pendency and prayer of the petition, and are now properly before the Court. That the statements and allegations in said petition are true. The said Mina M. Gault widow of Tilnor T. Gault, deceased, is entitled to dower in said real estate; that said widow by her answer herein waives the assignment of dower in said premises by metes and bounds, or in rents and profits, and consents to the sale of said premises free from her dower estate therein.

And the Court being satisfied that the real estate described in the petition ought to be sold as prayed for.

It is ordered that J. Walter Kennedy, Pearl M. Droy and R. M. Henderson, judicious freeholders of the County, and not of kin to the petitioner, be and they hereby are appointed to appraise said lands as a whole at their fair cash value, free from dower estate of said Mina M. Gault, therein.

It is further ordered that appraisers be sworn as required by law, and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 30th day of April 1920 and this cause is continued.

Eduard W. Porter Probate Judge.

Order
for
Appraisement

9313. Journal Entry:
Probate Court, Union County, Ohio, April 26-1920

John L. Longhry, Adm. of the estate of Tilnor T. Gault, deceased.
Plaintiff

Frank L. Gault, et al. Defendants. Order for Appraisement

This day this cause came on to be heard upon the petition, proofs, and exhibits the Court find that all the defendants have been duly served with process, or have voluntarily entered their appearance in the case; and that as set forth in the petition, it is necessary to sell the real estate, of Tilnor T. Gault, deceased, therein described, to pay the debts of the said Tilnor T. Gault, deceased.

And Mina M. Gault, the widow of the said

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Order
of
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Final Record, Union County Probate Court

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Lilnon T. Gault having by her answer waived the assignment of her dower by meter and bounds; it is therefore ordered and adjudged by the Court that the said premises be appraised free of dower by the oaths of J. W. Kennedy, Pearl M. Troy, and R. M. Henderson judicious and disinterested freeholders of the vicinity, whom the Court hereby appoint for that purpose, and that they return their proceedings to this Court for Confirmation. Edward H. Porter, Probate Judge.

9313

Order of Appraisement

Order of Appraisement. The State of Ohio, Union County, Probate Court. To John L. Longhry, Administrator of Lilnon T. Gault deceased. Meeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as John L. Longhry, Administrator, of the estate of Lilnon T. Gault, are Plaintiff and Mina M. Gault et al. are Defendants, you are commanded that by the oaths of J. Walter Kennedy, R. M. Henderson and Pearl M. Troy judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free the dower estate of Lilnon T. Gault, therein to wit: Survey # 12782. Beginning at a stone in the center of the Newton and Middleburg road south-east corner to lands formerly owned by Daniel Zigler, near a lot formerly used for school purposes in district No. 5, in Liberty Township; thence N. 87 1/2° east along the center of said road 106 poles to a stone in the line of lands formerly owned by Liberal Ford; thence south 56° W. 86 87/100 poles in the line of the William Marshall land; thence N. 36 1/2° W. 61 poles to the beginning. Containing 16 1/2 acres more or less. you will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you there and there this writ. Witness my signature as Judge and Ex-officio Clerk of our said Probate Court and the Seal of said Court, at Marysville, Ohio, this 26 day of April, 1920. Edward H. Porter, Probate Judge.

9313

Return

Return To the Probate Court, of Union County, Ohio: In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated April 30th 1920.

Final Record, Union County Probate Court

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Oath Of Appraisers

Oath of Appraisers

The State of Ohio, Union County, ss.
We the undersigned appraisers do make solemn oath that we will upon actual view, honestly and impartially appraise the within described real estate at its fair cash value and perform the duties required of us in pursuance of the foregoing order.

J. H. Kennedy, R. M. Henderson, Pearl M. Troy, & appraisers.

Known to before me, and signed in my presence, this 30th day of April, 1920. ~~Seal~~ John L. Langhry, Notary Public, Union Co., O.

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Appraisers Return

Appraisers Return

In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises, therein described, we the undersigned appraisers, estimate the value of said real estate at Seventeen Hundred and Seventy-five (\$1775.00) Dollars. Free from said down estate of said Minna M. Gantt, widow of said Tilmon T. Gantt, deceased.

Given under our hands this 29th day of April, 1920. J. H. Kennedy, Pearl M. Troy, R. M. Henderson, Appraisers.

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Legal Notice, Adm. Sale

Legal Notice

John L. Langhry, Adm. of Tilmon T. Gantt. P. Frank L. Gantt et al. No. 9313. In order of Sale, Probate Court, Union County, Ohio.

By virtue of the above stated writ to me directed from the Probate Court, Union County, Ohio, I will offer for sale at the north door of the Court house in Mansfield, Ohio, on Saturday July 3rd, 1920, at One O'clock on said day, the following described real estate, to wit: Situated in Township of Leetung, County of Union and State of Ohio and bounded and described as follows: Being part of Survey No. 12252. Beginning at a stone in the center of the Newton and Middleburg road southeast corner to lands formerly owned by Daniel Zigler near a lot formerly used for school purposes in district number 5, in Liberty Township; thence N. 87 1/2° east along the center of said road 106 poles to a stone in the line of lands formerly owned by Lederal Ford; thence S. 56° W. 85.87 poles in the line of the William Marshall land; thence N. 36 1/2° W. 61 poles to the beginning containing 16 1/2 acres more or less, appraised at \$1775.00.

Terms of Sale, cash.

John L. Langhry, admn. Tilmon Gantt, dec.

June 2 - 1920 - H. H.

The State of Ohio, Union County, ss. Personally appeared before me John H. Shearr, and made solemn oath, that the notice a copy of which is hereto attached was published for four consecutive weeks on and next after June 2 - 1920 in the Mansfield Tribune, a newspaper of general circulation in the County aforesaid.

Known to before me and signed in my presence, this 26th day of June, A. D. 1920.

Printed Fee \$11.25

Seal J. M. Huber, Notary Public

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Order of Sale

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Journal Entry: Probate Court, Union County, Ohio,
John L. Longhrey, Administrator
of the Estate of Tilnor T. Gantt, Deceased. Petition to Sell
Plaintiff Real Estate.

Frank L. Gantt, et al. Defendants, Order of Sale, etc.

This day came the said Plaintiff, by his attorney, and produced to the court, this report of an appraisement herein made by J. Walter Kennedy, R. M. Henderson, and Pearl Mc Troy, in pursuance of a former order of this court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed.

It is therefore further ordered that said John L. Longhrey as such Administrator to proceed according to law to sell the real estate, described in the petition first from down at public auction on the 3rd day of July 1920, at One O'clock for not less than 75% the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale.

It is further ordered that said petitioner give notice four weeks consecutively of the terms and time and place of sale, prior thereto, in some newspaper of general circulation in Union County, Ohio, where said real estate is situated, Liberty Township, Union County, Ohio, as further described in the petition, herein.

And said petitioner is ordered to make return to this court immediately after such sale is made, and this cause is continued. Edward W. Potter, Probate Judge.

9313
Order
of
Sale.

Order of Sale. Free from down.
The State of Ohio, Union County ss. Probate Court.

To John L. Longhrey, Administrator of Tilnor T. Gantt, Deceased.

Greeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you, John L. Longhrey, Administrator of Tilnor T. Gantt, deceased, are Plaintiff and Frank L. Gantt et al are Defendants you are commanded to proceed according to law, to sell at Public sale, for not less than 75% the appraised value thereof first from the down of Mina M. Gantt, widow of Tilnor T. Gantt, deceased, the following described premises, to wit: Survey No. 12 252 Beginning at a stone in the center of the Newton and Middlebury road south-east corner to lands formerly owned by David Zigler near a lot formerly used for school purposes in district number 5 in Liberty Township: Thence North 87 1/2° east along the center of said road 106 poles to a stone in the line of lands formerly owned Lederal Ford; thence south 56° west 85 87/100

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Final Record, Union County Probate Court

9313 poles in the line of the William Marshall land; thence North 36 1/2° West 61 poles to the beginning. Containing 16 1/2 acres more or less. Said sale to be at the North door of the Court House July 3-1920. and to be upon the following terms: Cash. you will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 30th day of April 1920.
 Edw. W. Porter, Probate Judge.

9313 Return To the Probate Court of Union County, Ohio
 In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 3rd day of July, 1920.
 John L. Longhury, Adm. of Tilton T. Gault.

9313 Report In obedience to the within order, I duly advertised the real estate therein described for sale, in the Marysville Tribune a newspaper printed and of general circulation in Union County, Ohio, wherein said real estate is situated for at least 4 consecutive weeks prior to the 3rd day of July 1920, the day of sale therein mentioned; stating in the notice the time, place and terms of sale; and on said day at the hour of One O'clock P.M., I attended at the North door of the Court House and offered said real estate for sale free from the debts estate of Mina T. Gault therein, when no bids were received.
 John L. Longhury, Adm. of T. T. Gault, deceased.
 Dated the 3rd day of July, 1920.

9313 Order approving appraisement for Public Sale. John L. Longhury, adm. of The Estate of Tilton T. Gault, Deceased, Plaintiff vs. Frank L. Gault, et al. Defendants. Order of Sale, etc. July 16th 1920.
 This day came the said Plaintiff, by his attorney, and produced to the Court, the report of an appraisement heretofore made by J. Walter Kennedy, R. M. Henderson, and Pearl M. Doy in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is therefor further ordered that said John L. Longhury as such Administrator proceed according to law to sell the real estate described in the petition free from debts, at public auction on the 28th day of August 1920, at One O'clock, for not less than 2/3 the appraised value thereof on the

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Final Record, Union County Probate Court

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following terms, to wit: Cash in hand on day of sale. It is further ordered that said petitioner give notice four weeks consecutively of the terms and time and place of sale, prior thereto, in some newspaper of general circulation in Union County, Ohio, where said real estate is situate, Liberty Township, Union County, Ohio, as further described in the petition, hereto. And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued. Edward H. Potter, Probate Judge

9313

Administrators Dale Legal Notice John L. Longhry, Administrator of Tilmor T. Gault, D. Frank L. Gault, et al. No. 9313. By Order of Sale Probate Court, Union County, Ohio. By virtue of the above stated writ to me directed from the Probate Court Union County, Ohio, I will offer for sale at the north door of the Court House in Marysville Ohio, on Saturday August 28th 1920, at 10 o'clock on said day the following described real estate to wit: Situated in the Township of Liberty, County of Union and State of Ohio, and bounded and described as follows: Beginning at a stone in the center of the Newton and Middlebury road south east corner to lands formerly owned by Daniel Ziegler near a lot formerly reserved for school purposes, in district number 5, in Liberty Township; thence N. 87 1/2° east along the center of said road 106 poles to a stone in the line of lands formerly owned by Lederal Ford; thence S. 56° W. 85.87 poles in the line of the William Marshall land; thence N. 36 1/2° W. 61 poles to the beginning containing 16 1/2 acres more or less. Appraised at \$ 1775.00 Terms of sale cash.

John L. Longhry, Adm'r. Tilmor T. Gault, Deceased. July 21- 1920 - 4th.

The State of Ohio, Union County, ss. Personally appeared before me John C. Shearn and made solemn oath, that the notice, a copy of which is hereto attached was published for four consecutive weeks on and next after July 21- 1920, in the Marysville Tribune a newspaper of general circulation in the County aforesaid. John C. Shearn. Sworn to before me and signed in my presence this 14th day of August A. D. 1920.

John W. Kruser, Notary Public. Fees \$ 11.20

9313

Order of Sale From down, The State of Ohio, Union County, ss. Probate Court. To John L. Longhry, Adm'r. of the Estate of Tilmor T. Gault, deceased: Greeting: In obedience to an order and decree of the Probate Court within and for said County made this day, in a certain cause, wherein you,

Final Record, Union County Probate Court

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John L. Longhry as Administrator of Tilnor T. Gantt, deceased, are Plaintiff and Frank L. Gantt et al. are Defendants, you are commanded to proceed according to law. to sell at Public sale, for not less than $\frac{2}{3}$ the appraised value thereof from the door of Mina M. Gantt, widow of Tilnor T. Gantt, deceased, the following described premises, to wit: Survey No. 17282. Beginning at a stone in the center of the Newton and Middlebury road southeast corner of lands formerly owned by Daniel Ziegler near a lot formerly used for school purposes in District No. 5. in Liberty Township; thence North 37° and $\frac{1}{2}$ east along the center of said road 106 poles to a stone in the line of lands formerly owned by Lederal Ford; thence south 56° west 35° $\frac{57}{100}$ poles in the line of the William Marshall land; thence North 36° and $\frac{1}{2}$ west 67 poles to the beginning, containing $16^{\frac{1}{2}}$ acres more or less. Said sale to be at the North door of the Court House August 28th 1920 and to be upon the following terms: Cash. You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 16th day of July, 1920. *Edward H. Porter* Probate Judge

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Confirmation of

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Return

To the Probate Court of Union County, Ohio: In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 26th day of March, 1921.

John L. Longhry, Admin. of T. T. Gantt, deceased
 Report of Sale

9313

Report

of Sale

In obedience to the within order, I duly advertised the real estate therein described for sale, in The Marysville Tribune a newspaper printed and of general circulation in Union County, Ohio, where said real estate is situate, for at least four consecutive weeks prior to the 28th day of August 1920, the day of sale therein mentioned; stating in the notice the time, place and terms of sale; and on said day at the hour of One O'clock P.M. I attended at the North door of the Court House Marysville, Ohio, and offered said real estate for sale from the door estate of Mina Gantt, therein, when Sherman B. Kerns, bid to pay for the same the sum of Three hundred and fifty dollars, which being the highest and best bid that was offered, and being more than $\frac{2}{3}$ the appraised value of said premises, I then and there sold the same to Sherman B. Kerns, for that sum. John L. Longhry, Admin. of T. T. Gantt, Deceased
 Dated the 26th day of March, 1921.

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Final Record, Union County Probate Court

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The State of Ohio, Union County, ss.
The above named John L. Longhry, Administrator of T. Gault, deceased, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

John L. Longhry

Sworn to before me and signed in my presence, this 26th day of March, 1921. H. H. Husted, Probate Judge.

9313

Journal Entry:

Probate Court, Union County, Ohio,

John L. Longhry, Administrator

March, 26th 1921

Confirmation of the Estate of T. Gault, Deceased.

Petitioner To Sell Real Estate Plaintiff

Frank L. Gault, et al. Defendants. Order of Confirmation, Distribution

This day this cause came on to be heard on the report of John L. Longhry Administrator of T. Gault, deceased, of his proceedings under the former order of this Court, and upon the motion of said petitioner to confirm the sale made in obedience to said order; and the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct and being satisfied that said sale was fairly and legally made; it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said T. Gault, deceased, in said real estate, to the purchaser Sherman B. Kerns, upon payment of the purchase money. And now this cause coming on further to be heard upon the pleadings herein and upon the motion to distribute the proceeds of the sale, amounting to the sum of Two Hundred and Twenty-five Dollars; and the said Minna M. Gault, widow having by answer herein claimed the assignment of dower in said premises by metes and bounds, or in rents and profits, and asked that the value of such dower be allowed and paid her out of the proceeds of the said sale; the Court finds the just and reasonable value of her dower interest in said real estate to be the sum of Two Hundred and Fifty-four ⁰⁴/₁₀₀ Dollars.

It is further ordered that said Administrator out of the money in his hands pay: First: To the Treasurer of this County the sum of \$72.⁶¹ being the taxes, penalty and interest thereon, against said property, second: The costs and expenses incurred in the sale of said property including attorney fee of \$50.⁰⁰ to John L. Longhry, amounting to the sum of \$76.⁷⁵

Final Record, Union County Probate Court

9213 Third: To Mina M. Gantt widow the sum of \$254.⁰⁴, which the court finds to be the value of her dower interest in said premises. It is further ordered that the balance of said proceeds, amounting to the sum of \$900.²¹ be accounted for by said Administrator according to law. And it is further ordered that this proceeding be recorded, and that said petitioners pay the costs herein, taxed at \$-- out of the proceeds of said sale, within ten days. W.C. Busted Probate Judge.

9401
Filed May 1st 1920
John H. Longfury
atty for
Plaintiff

Guardian's Petition To Sell Real Estate.
Probate Court, Union County, Ohio.
No. 9401

Elisabeth Bishop, Guardian of
Lucile Bishop,
Elisabeth Bishop,
Clara Louise Bishop
Bernard J. Bishop, Minors.
Plaintiff

Petition To Sell Real Estate

Her said wards,
Lucile Bishop,
Elisabeth Bishop
Clara Louise Bishop
Bernard J. Bishop, Minors
and Elisabeth Bishop
widow of Bernhardt J. Bishop deceased.
Defendants.

Petition.

Petition

The Plaintiff represents that she is the duly appointed and qualified Guardian of Lucile Bishop of the age of 17 years, on the 18th day of December 1919, and residing with her mother at Marysville, Ohio, also Elisabeth Bishop, aged 15 years, November 14th 1919.
Clara Louise Bishop, aged 10 years February 9th 1919.
Bernard J. Bishop " 4 years October 14th 1919.

And are residing at Marysville, Ohio, and they bring minors and residing with their mother who is also their guardian. The plaintiff further says that said wards are all the heirs and legal representatives of Bernhardt J. Bishop, deceased, he being their father who died intestate, and said plaintiff being the widow.

That said wards are the owners in fee simple of the following described real estate, situated in the County of Union State of Ohio, and in the Township of Paris, to wit:

1st tract, being lot #7 of the John Burns farm made in certain proceeding on petition for partition in the Court of Common Pleas Union County, between John Warr and Magalene Burns and others as recorded in

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Final Record, Union County Probate Court

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book # 4 on page 236. of said Court described as follows:
Tract: Beginning at a stake in the County road in the
south line of said Burns land: thence with the line
of said Burns land, N. 80° E. 129 poles to three sugar
trees south-west corner of lot #10; thence with the line
of said lot # 10 N. 9° W. 47 poles to an oak and
ash south-east corner to lot # 8; thence with the line
of lot # 8. S. 80° W. 138 poles to a stake in said
road; thence with said road to the beginning.
Containing 39 and 1/4 acres. more or less.

See Deed Record. Vol. 19. page 572.

2^d Tract: Beginning at a stake and stone in the
Marr road and N.W. corner of Leonard Fencil's land
N. 90° East 15-2. 5/100 poles to a stake and ash
in the line of Conrad Griebbaums land; thence with
his line N. 9° W. 41 7/100 poles to a stake at hickory
sugar tree and fallen elm in the south of John
Marr's line; thence with Marrs line E. 79° 30' W.

166- 7/100 poles to the center of the Marr road; thence
with said road S. 30° 45' E. 6 8/100 poles to the beginning.
Containing forty-one and three-eighths acres. Being
part of Survey # 2256 except 15 feet deduced to Alexander
Burns for a road next to Fencil's land. Excepting
there from one acre conveyed to Paul Schalip.

See Deed Record. Vol. 21. page 78.

Petition

3rd Tract. Being lot # 8. as subdivided under proceedings
in partition in Union County Common Pleas Court, there
in John Marr was plaintiff and Magdalena Burns and
others were defendants, described as follows:-

Beginning at a stake in the County road; thence N.
80° E. 138 poles to an oak and ash in the line of lot
#10 of said sub-division; thence with the line of lot
#10 N. 9° W. 43 poles to a sugar tree and ash. S.E.
corner to lot # 9. S. 80° W. 153 poles to a stake in the
County road; thence with said road S. 32° E. to the
beginning. Containing 39 acres and 16 poles except
13 acres owned by George Hain and four acres owned
by Martin Fencil. Containing thirty-two acres. See
Deed Record Vol. 24 Page. 516

4th Tract: Survey # 2256. and part of lot # 8 of the sub-
division made in the Court of Common Pleas of said
County in a partition case wherein John Marr
was plaintiff and Magdalena Burns and others were
defendants, and beginning at a stake in the S. line
of George Fencil's part of said lot # 8. 23 poles and
4 feet from the center of the Marr Road; thence N. 80°
E. 27 poles to a stake; thence N. 9° W. 23 poles and
13 feet to a stake; Witness 2- white ashes; thence

9401

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S. 50° W. 27 poles to a stake; thence S. 9° E. 23 poles and 13 feet to the beginning. Containing 4 acres except the right of way 12 ft. wide along the S. side of said 4 acres, and also grant the right of way the same width along the south line of George Bishop's land from the Weaver road back to the 4 acre lot.

5th Tract: Beginning at a stone in the center of the Weaver road and south-east corner to a lot # 6 of the subdivision of John Burns estate (see Court of Common Pleas Record) # 4 Page 247. thence with the south line of lots # 6 and # 5: S. 79° W. 114 poles to a stone and two hickories (one gone) S.W. corner to lots # 5: thence with the west line of said lot N. 83 1/4° W. 93 poles to a stone (2 ashes gone) N.W. corner to lot # 5: thence with the N. line of said lot N. 80° E. 52 poles to a stone N.E. corner to lot # 5: and in the N. line of lot # 6: thence with the said line N. 8° W. 30 poles to a stone (ironwood and dogwood gone) N.W. corner to lot # 6: thence with the N. line of said lot N. 48° E. 23 poles to a stake in the center of the Weaver road N.E. corner to lot # 6 and corner to John Morris lot # 13: thence with the center of said road S. 30 1/4° E. 121 poles to a stake. S. 1° E. 20 poles to the beginning. Containing 67 acres. -- being the whole of lots # 5 and # 6 of the said subdivision of John Burns estate and part of survey # 2256. Containing in all 171 1/4 acres. See Deed Record Vol. 32. Page 450.

Petition

6th Tract: Beginning at a stake in the line of William Scott's land and being the east line of said line south 9° E. Correcting the course thereof 50 1/2 poles from the S.W. corner thereof; thence parallel with the North and south line correcting the course N. 81° E. 162 poles to a stake in the line of the lot standing N. 9° W. 50 1/2 poles from the S.E. corner and 29 E. from the N.E. corner witness three ashes and all that part of lot # 7 that lies South of said line that was set off to James Severn and conveyed by him to J. D. Welsh; Containing fifty-two and one half (52 1/2) acres.

7th Tract: Situated in the same County, Township and State and bounded and described as follows; Commencing at a stone South east corner to H. E. Moore's land, and south west corner of S. R. Kezetas land; thence (Course corrected to the Meridian) S. 85° W. 70 7/100 poles to the center of the Richmond and Marysville gravel road; thence with the center of said road N. 28° E. 31. 88/100 poles to a stone; thence N. 85° E. 53 4/100 poles to a stone in the line of said Kezetas lot; thence with Kezetas line S. 5° E. 26 5/100 poles to the place of beginning. Containing 10 67/100 acres of land. more or less.

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1. That each of the said wards own the undivided 1/4 interest in said real estate subject to the dower of Elisabeth Bishop, and the plaintiff herein says that it will be for the best interest of said wards to sell said real estate, and reinvest the proceeds in Government bonds, or other securities as the court may direct.
2. The personal estate belonging to said wards, will be insufficient to care for, and educate said minors.
3. Said Guardian could loan the money from the sale of said real estate, belonging to said wards, and procure greater returns than from the undivided interest in said land.
4. At the present time there is a great demand for said real estate, and the same may be sold for a good price, while it is in good repair, Liberty Bonds may be purchased, for less than par. value, that the sale of said real estate for cash or as the court may direct to suit the purchaser, or purchasers.

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Oath

The Plaintiff therefore prays that said Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, Bernard J. Bishop, may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed, and for other proper relief.

Elisabeth Bishop Guardian *By John L. Longney, atty.*
Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop,
Bernard J. Bishop, minors.

9401

Oath

The State of Ohio, Union County, ss.
Elisabeth Bishop, being duly sworn, says that she is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as she verily believes.
Mrs Elisabeth Bishop,
Sworn to before me and signed in my presence, this 20th day of April, 1920.
John L. Longney, Notary Public, ^{Union County, Ohio} Minn.

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Order
Fixing Time
of hearing
and for
Notice

Journal Entry: Order Fixing Time of hearing and for Notice.
Probate Court, Union County, Ohio.
May 1st, 1920.
Elisabeth Bishop, Guardian of
Lucile Bishop et al. Plaintiff, Petition To Sell Real Estate,
Her wards et al. Defendants. Order For Notice.
This day Elisabeth Bishop, Guardian of Lucile Bishop, Clara Louise Bishop, Bernard Bishop, and Elisabeth Bishop, minors appeared in open court and filed her petition, duly verified, asking for the sale of real estate therein

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described, belonging to her said wards. Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, Bernard J. Bishop

It is ordered that the time of hearing said petition be and hereby is fixed for the 18th day of June 1920, at 9 O'clock A. M.

It is further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop, her wards to Elisabeth Bishop mother of such wards, all persons entitled to the next estate of inheritance in such real estate Defendants: in writing to be served upon them personally and by leaving copies thereof at the usual place of residence of each of those who cannot be served personally two days before said day of hearing, and this cause is continued.

Edward W. Porter, Probate Judge.

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Summons.

Summons.

The State of Ohio, Union County, ss.

To Mrs Elisabeth Bishop, Executrix: you are commanded to notify Elisabeth Bishop, widow of Berthardt J. Bishop, Deceased, and Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop, minors, making service of this summons upon them and also, if either of them can be found, upon their guardian or their father, or if neither their guardian nor their father can be found, then upon their mother, or the person having the care of such infants, or with whom they live, that they have been sued by Elisabeth Bishop, as Guardian of said above named Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop in the Probate Court of Union County, and that unless they answer by the 18th day of June 1920, the petition of said Plaintiff against them filed in said Court, such petition will be taken as true, and judgment rendered accordingly.

you will make due return of this summons on the 18th day of June, 1920.

Witness my hand and the seal of said Court, this 16th day of June, 1920. Edward W. Porter, Probate Judge. *Ed*

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Sheriff's Office, June 18th 1920.

Received this writ June 16th 1920, at 4 O'clock P.M. and pursuant to its command, on June 18th 1920, I served the within named defendants, Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop, all minors, personally with a true and duly certified copy of this writ with all endorsements thereon.

Also on the same day at the same time, I served the within named Elisabeth Bishop, Guardian of Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop for each of them, personally

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Orders on
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Final Record, Union County Probate Court

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with a true and certified copy of this writ with all
 endorsements thereon. Also on the same day and at
 the same time, I served Elizabeth Bishop, widow of
 Bernhardt J. Bishop, Deceased, personally with a true and
 certified copy of this writ with all endorsements thereon.
 Sheriff's Fees
 Service and Return \$ 2.75
 Mileage 84 miles .48
 Total \$ 3.23
 Chas. A. Liggitt. Sheriff.
 Answer of Widow.
 In the Probate Court of Union County, Ohio,
 No. 9401
 Answer of Widow
 Responding to bill Real Estate,
 Plaintiff
 Lucile Bishop, et al. Defendants.
 And now comes Elizabeth Bishop one of the defendants in
 the above entitled cause and voluntarily enters her
 appearance herein, and for her answer to the petition in
 this case filed, says: that she is the widow of said
 Bernhardt J. Bishop, deceased, and as such is
 entitled to dower in the premises described in said
 petition: that her age is 42 years; that she consents to
 the sale of the real estate of said decedent, as prayed
 for, and that she waives the assignment of her dower
 in said premises by metes and bounds, or in rents and
 profits; and asks the court that said premises
 may be sold free from her dower estate therein
 and the value of such dower estate may be allowed
 and paid her in money out of the proceeds of such
 sale, as the court may deem reasonable.
 Elizabeth Bishop.
 The State of Ohio, Union County, ss.
 Elizabeth Bishop, being sworn, makes oath that the facts
 stated in the foregoing answer are as she believes, true.
 Elizabeth Bishop.
 Known to by said Elizabeth Bishop before me, and signed
 by her in my presence, this 17th day of June, A.D. 1920.
 John L. Longhrey.
 Notary Public, Union County, Ohio.
 Journal Entry: Order on Hearing of Appraisement
 Probate Court, Union County, Ohio.
 June 19th 1920.
 Elizabeth Bishop, Guardian
 of Lucile Bishop et al. Plaintiff. Petition to sell Real Estate,
 her wards et al. Defendants Order of Appraisement, etc.
 This day this cause came on to be heard upon
 the petition, evidence and testimony and the court
 being fully advised in the premises finds: That all

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The defendants herein have been duly and legally notified of the pendency and prayer of the petition, and are now present before the court. That the statements and allegations in said petition are true. The said Elisabeth Bishop, widow of Bernhardt J. Bishop, deceased, is entitled to dower in said real estate; that said widow by her answer herein waives the assignment of dower in said premises by metes and bounds, or in rents and profits, and consents to the sale of said premises free from her dower estate therein. And the court being satisfied that the real estate described in the petition ought to be sold as prayed for. It is ordered that Mouron Amrine, Addison Lee and George Trapp, judicious freeholders of the county, and not of kin to the petitioner, be and they hereby are appointed to appraise said lands in parcels at their fair cash value, free from dower estate of said Elisabeth Bishop, therein. It is further ordered that said appraisers be sworn as required by law, and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this court, on or before the 23rd day of June, 1925, and this cause is continued. Edward W. Potter, Probate Judge.

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Order of Appraisement.

Order of Appraisement

The State of Ohio, Union County, ss. Probate Court.
 To Elisabeth Bishop, Guardian of Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, Bernard J. Bishop Greeting:
 In obedience to an order and decree of the Probate Court within and for said county, made this day in a certain cause, wherein you as Elisabeth Bishop, Guardian of Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop, are Plaintiffs and Lucile Bishop et al. are Defendants, you are commanded that by the oaths of Mouron Amrine, Addison Lee, and George Trapp, judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the county in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises free from the dower estate of Elisabeth Bishop therein, to wit: tract 1. Being lot #7 of the John Burns farm, made in certain proceedings on petition for partition in the Court of Common Pleas, Union County, between John Wear and Magdalena Burns and others, as recorded in book #4 on page 236 of said court, described as follows, to wit: Beginning at a stake in the County road in the south line of said Burns land; thence with the line of said Burns land north 80° East 129 to three sugar trees south west corner of lot #10; thence with the line

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Final Record, Union County Probate Court

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of said lot #10 north 9° west 47 poles to an oak and ash
south east corner to lot #8; thence with the line of lot #8
80° west 138 poles to a stake in said road; thence with
said road to the beginning, containing 39 and 1/4 acres
more or less. See Deed Record Vol. 19 Page 572.
Tract 2. Beginning at a stake and a stone in the
Marr road and north west corner of Leonard Fensil's
land north 90° East 15-2-5/100 poles to a stake and ash
in the line of Conrad Griebbaum's land; thence with his
line 9° west 41 4/100 poles to a stake at hickory sugar
tree and fallen elm in the south of John Wams line;
thence with Wams line east 79° 20' west 166 5/100 poles to the
center of the Marr road; thence with said road south
30° 45' East 6 8/100 poles to the beginning, containing 42 7/8
acres. Bring part of Survey 225-6, except, 15-foot dedeed
to Alexander Burns for a road next to Fensil's land,
excepting therefrom one acre conveyed to Paul Schaeff,
See Deed record, Vol. 21 Page 78. Tract 3- Bring lot # 8,
as subdivided under proceedings in partition in Union
County Common Pleas Court, wherein John Wams was plaintiff
and Magdalena Burns and others were defendants, described
as follows: Beginning at a stake in the county road;
thence north 80° East 138 poles to an oak and ash in the
line of lot # 10 of said subdivision; thence with the line
of lot 10 north 9° west 43 poles to a sugar tree and
ash, south east corner to lot # 9 south 80° west 153 poles
to a stake in the county road; thence with said
road south 32° east to the beginning, containing 39
acres and 16 poles, except 13 acres owned by George
Krain and four acres owned by Martin Fensil, con-
taining twenty two acres. See Deed Record Vol. 24, Page 516.
Tract 4. Survey # 2256 and part of lot # 8 of the sub-
division made in the Court of Common Pleas of said
County in a partition case wherein John Wams was plaintiff
and Magdalena Burns and others were Defendants and
beginning at a stake in the south line of George
Fensil's part of said lot # 8. 23 poles and 4 feet
from the center of the Marr road; thence north 80°
East 27 poles to a stake; thence north 9° west 13 poles and
13 feet to a stake, witness two white ashes; thence south
80° west 27 poles to a stake; thence south 9° east 23 poles
and 13 feet to the beginning, containing 4 acres.
except the right of way 12 feet wide along the south
side of said 4 acres, and also grant the right of
way the same wide along the south line of George
Bishop's land from the Marr road back to the
4 acre lot. Tract 5: Beginning at a stone in
the center of the Marr road and south east

Final Record, Union County Probate Court

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Corner to lot #6 of the subdivision of John Burns estate (see Court of Common Pleas Record #4, page 242; thence with the south line of lots 6 and 5 south 79° west 114 poles to a stone and two hickories (one gone) south west corner to lot 5. Thence with the west line of said lot north 8 3/4° west 93 poles to a stone (2 ashes gone) north west corner to lot #5. Thence with the north line of said lot north 50° east 52 poles to a stone north east corner to lot #5. and in the west line of lot #6. Thence with the said line north 8° west 30 poles to a stone (ironwood and dogwood gone) north west corner to lot #6 thence with the north line of said lot north 48° east 23 poles to a stake in the center of the Waam road, north east corner to lot #6 and corner to John Mann's lot #13. Thence with the center of said road south 30 1/2° east 121 poles to a stake, south 1° east 20 poles to the beginning. Containing 67 acres, being the whole of lots 5 and 6 of the said subdivision of John Burns estate and part of survey 2256, containing in all 171 1/4 acres. See Deed Record, Vol. 32, Page 450.

Order of Appr

Tract 6. Beginning at a stake in the line of William Scotts land and being the east line of said line south 9° east connecting the corner thence 50 1/2 poles from the south west corner thence parallel with the north and south lines connecting the corner north 51° east 162 poles to a stake in the line of the lot standing north 9° west 50 1/2 poles from the south east corner and 29' east from the north east corner witness three ashes and all that part of lot #7 that lies south of said line that was set off to James Severin and conveyed by him to D.D. Walsh; Containing fifty two and one half (52 1/2 acres).

Tract 7. Situated in the same county, Township and State, and bounded and described as follows: Commencing at a stone south east corner to H. E. Moors land south west corner of S. R. Kizertas land; thence (Corner corrected to the meridian) south 85° west 70 7/100 poles to the center of the Richmond and Mansfield gravel road; thence with the center of said road north 28° east 31 5/100 poles to a stone; thence north 85° east 53 7/100 poles to a stone in the line of said Kizertas lot; thence with Kizertas line south 5° east 26 5/100 poles to the place of beginning. Containing 10 6/100 acres of land, more or less.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and bear you then and there this writ.

Witness my signature as Judge and Ex-officio Clerk of our said Probate Court and the Seal of said Court, at Marysville, Ohio, this 20th day of June, 1925.

Edward H. Porter, Probate Judge

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Order Approving Appraisement and for Bond

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Final Record, Union County Probate Court

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 Return
 To the Probate Court of Union County, Ohio.
 In obedience to the foregoing order I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached.

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 Oath of Appraisers
 The State of Ohio, Union County, ss.
 We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

9401
 Appraisers Return
 Geo. Trapp, Monroe Amius, Addison Lee, appraisers.
 Given to before me, and signed in my presence, this 23- day of June, 1920. John B. Longene, Notary Public.

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 Return
 In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said estate at total appraisement:
 Thirty six thousand three hundred and twenty four ⁷⁰/₁₀₀ dollars for from said down estate, Elisabeth Bishop, and said tracts are appraised as follows:

First Tract.	7,410.00
Second Tract.	7,790.00
Third Tract.	3,990.00
Fourth Tract.	617.50
Fifth Tract.	12,730.00
Sixth Tract.	3,150.00
Seventh Tract.	637.20

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 Order
 Given under our hands, this 20- day of June, 1920.
 Geo Trapp, Monroe Amius, Addison Lee, appraisers.
 Journal Entry: Order Approving appraisement for Bond Probate Court Union County, Ohio.

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 Approving Appraisement
 Elisabeth Bishop Guardian of Lucile Bishop et al. Plaintiff
 March 1st 1921.
 Petition to Sell Real Estate
 and for Bond Lucile Bishop et al. Defendants. Order for Bond, etc.
 This day came the said Plaintiff, by her attorney, and produced to the Court the report of an appraisement herein made by Monroe Amius, Addison Lee, George Trapp, in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed.
 It further appearing to the Court that an additional bond should be given by said Elisabeth Bishop, to secure the further assets arising from the sale of said real estate.

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This further ordered that said Elizabeth Bishop execute within five days, to the State of Ohio, a bond with sufficient pledged securities, to be approved by the Court, in the sum of Seventy three thousand (\$73,000⁰⁰) Dollars, conditioned according to law and this cause is continued. W. B. Busted, Probate Judge.

9401

General Entry: Orders Approving Appraisement and for Bond, Probate Court, Union County, Ohio.

Orders approving appraisement and for Bond

Elizabeth Bishop, Guardian of Lucile Bishop et al. Plaintiff Lucile Bishop et al. Defendants. Orders For Bond, etc.

This day came the said Plaintiff, by her attorney, and produced to the Court, the report of an appraisement herein made by Monroe Ammer, Addison Bell, George Trapp in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It further appearing to the Court that an additional bond should be given by said Elizabeth Bishop, to secure the further assets arising from the sale of said real estate,

It is further ordered that said Elizabeth Bishop execute within 5 days to the State of Ohio, a bond with sufficient pledged securities, to be approved by the Court, in the sum of Seventy three thousand, (\$73,000⁰⁰) Dollars, conditioned according to law, and this cause is continued, W. B. Busted, Probate Judge.

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Application To Sell Real Estate at Private Sale, Probate Court, Union County, Ohio.

Application To Sell Real Estate at Private Sale

Elizabeth Bishop Guardian of Lucile Bishop et al. Plaintiff, Petition To Sell Real Estate Lucile Bishop et al. Defendants, Application.

The said Plaintiff represents that it would be for the best interest of the said wards to sell the real estate described in the petition in this case at private sale, for the following reasons: 1. That it would be a saving of court costs to sell at private sale. 2. That said Guardian has the present opportunity to sell a portion of the real estate described in the petition for more money than she believes the same would be sold at public sale. 3. Said guardian has the opportunity of making a long time loan on said real estate at 6% interest, which would make a good income for said wards. 4. The guardian believes that it is for the best interest of her wards to sell said real estate at private sale.

And she therefor asks for an order authorizing her to sell said estate at private sale. Elizabeth Bishop Guardian of Lucile Bishop, Elizabeth Bishop, Elvira Louisa Bishop, Bernard Bishop, Minors.

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Affidavit of Disinterested Persons

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Final Record, Union County Probate Court

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The State of Ohio, Union County, ss.
Elizabeth Bishop, Guardian, being duly sworn, says that the various matters set forth in the foregoing Application are true as she verily believes.
Elizabeth Bishop
Sworn to before me and signed in my presence, this 1st day of March, 1921. John D. Longhrey, Notary Public, Union Co., Ohio.

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Affidavit of Disinterested Persons.

The State of Ohio, Union County, ss.
Chas. Braun, and T. W. Sharrer, being duly sworn, says that they know the facts set forth in the Application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said Wards to sell said real estate at private sale than at public sale, as they verily believe.
Chas Braun. T. W. Sharrer.

Affidavit of Disinterested Persons

Sworn to before me and signed in my presence, this 1st day of March, 1921. John D. Longhrey, Notary Public, Union Co., Ohio.
Guardian's Bond.

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Know all men by these Presents, that Mr. Elizabeth Bishop, Frank Mader, and Christopher Mader, are held and firmly bound unto the State of Ohio, in the sum of Seventy three thousand dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators. Signed by us, and dated at Marysville, Ohio, this 1st day of March, A. D. 1921.

Bond.

The Condition of the above Obligation is such, that whereas, the above bound Elizabeth Bishop, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of Lucile Bishop, Elizabeth Bishop, Clara Louise Bishop, and Bernard Bishop. And whereas, the said Elizabeth Bishop as such Guardian, has filed in said Probate Court, asking an order for the sale of certain real estate of said wards described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Thirty six Thousand three hundred and twenty-four, ⁷⁰/₁₀₀ Dollars.

And whereas said Court, on the 1st day of March, 1921 made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided. Now, if the said Elizabeth Bishop as Guardian aforesaid, shall faithfully discharge her duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

Elizabeth Bishop, Frank Mader, Chris Mader.

This Bond approved in open Court, this 1st day of

to execute with sufficient the sum of med according sted Probate Judge or Bond. nity, Ohio.

attorney, and isment George Trapp and it ap- is in all the same It further l Bond occur this real estate, p executor le sufficient he sum of med accord- b. Honated Probate.

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for the best described the fol- ey of Court Guardian the real than the sale. taking a long t, which to. best interest rate sale, izing her to Bishop lara

Final Record, Union County Probate Court

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Order
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March, 1921.
Journal Entry: Order Approving Appraisement for Private Sale, etc.
Probate Court, Union County, Ohio.
March 1-1921
Elizabeth Bishop, Guardian of Lucile Bishop et al, Plaintiff
vs.
Lucile Bishop et al, Defendants
Order of Sale - etc.
This day came the said Plaintiff, by her attorney, and produced to the Court the report of an appraisement herein made by George Trapp, Mervyn Amrine, and Addison Lee in pursuance of a former order of this Court: and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. And it being made to appear to the Court upon satisfactory evidence that it would be more for the interest of said Wards to sell the real estate described in the petition at private sale.

It is therefore further ordered that said Elizabeth Bishop as such Guardian proceed to sell said real estate, free of dower at private sale for not less than the appraised value thereof, on the following terms, to-wit: \$10,000.00 Cash in hand on day of sale, and deferred payments to be secured by mortgage on the premises sold and to bear interest from the day of sale at 6% payable annually, and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

W. H. Kusted, Probate Judge.

Order of Sale. Free from dower.

9401
Order
of
Sale

The State of Ohio, Union County, ss.
I, Elizabeth Bishop, Guardian of Lucile Bishop, Elizabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop, Petitioner;
vs.
Lucile Bishop et al, Defendants.
In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause wherein you as Elizabeth Bishop Guardian of Lucile Bishop, Elizabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop are Plaintiff and Lucile Bishop et al are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free from the dower of Elizabeth Bishop widow of Bernhardt J. Bishop deceased, the following described premises, to-wit: Real estate situated in the State of Ohio, County of Union, and Township of Paris, being part of Survey No. 2256, and being all of Lots Nos. 5-6-7 and 9 and part of Lot No. 8, of the subdivision of the John Burns farm as shown in Law Record No. 4, page 236 of the records of the Common Pleas Court of Union County, Ohio, and bounded and described as follows: Beginning at a stone in the center of the Weaver Grand Road, and southeast corner to Lot No. 6 of the sub-division of the John Burns

Order
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Final Record, Union County Probate Court

9401

estate: thence with the south line of Lots No. 6 an 5- p.
 79° W. 114 poles to a stone and two hickories, one gone,
 southwest corner to lot No. 5; thence with the west line
 of said lot, N. 8 $\frac{3}{4}$ ° W. 93 poles to a stone: two ashes
 gone, northwest corner to lot No. 5; thence with the north line
 of said lot N. 50° E. 52 poles to a stone, northeast
 corner to lot No. 5; and in the west line of lot No. 6;
 thence with said line N. 8° W. 30 poles to a stone, iron
 wood, and dogwood gone, northwest corner to lot[#] 6;
 thence with the north line of said lot N. 48° E. 23 poles
 to a stake in the center of the Wearr Grant Road, north-
 east corner to Lot No. 6; thence with the center of said
 Road N. 30 $\frac{1}{4}$ ° W. 35/100 of a pole to a stone in said
 Road, southwest corner to John Travis lot No. 13;
 thence with said Travis south line N. 79° 30' E. 160.10
 poles to a stone, hickory, and sugar sand fallen elm
 in said line, and northwest corner to one acre
 conveyed by John George Bishop to John P. Schalif, January
 5th 1889; thence with the west line of said Schalif's
 land, S. 9° E. 41.04 poles to a stone in the north line
 of 13 acres of land formerly owned by George Heum; thence
 with three consecutive lines of said 13 acre tract, S. 80°
 W. 40.40 poles to a stake, and thence south 44 poles
 to a stake, and thence N. 80° E. 52 poles and 10 links
 to an oak and ash in the west line of said Lot No.
 10; thence with said line S. 9° E. 47 poles to three sugar
 trees in the south line of said John Burns, estate and
 southwest corner to said Lot No. 10 and southeast
 corner to Lot No. 7; thence with the south line of said
 Lot No. 7, of said estate S. 79° W. 129 poles to the place of
 beginning, containing 171.25 acres, more or less, excepting
 a roadway 15 feet wide commencing at a point in
 the Wearr Road and running easterly as conveyed
 by Peter Blumenschein, to Alexander Burns, February 17th 1857.
 Said sale to be upon the following terms: \$1000.00 cash in
 hand and the balance, \$27,620.00 to be secured by first
 mortgage at 6% interest, payable annually, due on
 or before 12 years with the privilege of paying \$300.00 or
 more at any time on the principle, and in case
 interest or taxes are not paid within 30 days after due
 then the whole of said mortgage is to become due at the
 option of the holder, and the insurance to be made
 payable to the mortgage, in case of loss, so far as her
 interest may appear. The deferred payments to be
 secured by mortgage on the premises and to bear
 interest from the day of sale, payable annually.
 You will make return of your proceedings to this Court
 forthwith upon execution of this order.

Order of Sale

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Final Record, Union County Probate Court

9401 You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 1-day of March, 1921. H. H. Husted, Probate Judge.

9401 Return To the Probate Court of Union County, Ohio: In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 1-day of March, 1921. Elisabeth Bishop.

9401 Report of Sale. In obedience to the within order, I sold said premises on the 1st day of March, 1921, to Howard A. Winlein and Mary B. Winlein for the sum of thirty seven thousand six hundred and twenty dollars, said sum being more than the appraised value of the same, Dated the 1-day of March, 1921. Elisabeth Bishop.

9401 Oath The State of Ohio, Union County, ss. The above named Elisabeth Bishop, guardian of Lucile Bishop et al. being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property. Elisabeth Bishop.

9401 Oath sworn to before me and signed in my presence, this 1-day of March, 1921. John L. Longmy, Notary Public, Union County, Ohio. Journal Entry: Orders Approving and Confirming Sale Probate Court, Union County, Ohio, March 1-1921.

Orders approving and confirming Sale. Elisabeth Bishop, Guardian of Lucile Bishop, et al. Plaintiff vs. Lucile Bishop et al. Defendants. Orders Approving and Confirming Sale. This day this cause coming on to be heard on the report of Elisabeth Bishop as Guardian of Lucile Bishop, Elisabeth Bishop, Clara Louisa Bishop and Bernard J. Bishop, heirs of Bernhardt J. Bishop deceased, of her proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and thereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Lucile Bishop, Elisabeth Bishop, Clara Louisa Bishop, and Bernard J. Bishop, in

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said real estate, to the purchasers. Howard A. Weimlin and Mary B. Weimlin upon the said purchasers executing to said petitioner a mortgage upon the premises sold to secure the deferred payments of the purchase money, in the amount of \$ 27,620.⁰⁰ a payment of \$10,000.⁰⁰ cash in hand having been made. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$ -- within ten days.
Page 191. continued H. B. Husted, Probate Judge.

95-83

Filed
April 1-1921

In the matter of The Estate of Eliza J. Adams.
Petition to Sell Personal Property.
Probate Court, Union County, Ohio.

In the matter of The Estate of Eliza J. Adams, Deceased.
Petition to Sell Personal Property.
Petition
no. 95-83

To The Judge of said Court:
The undersigned respectfully represents that he is the duly appointed and qualified administrator of Eliza J. Adams, deceased, of said County; that the personal property of said estate has been duly appraised and the inventory and appraisement thereof filed in said Court. Your petitioner makes application for authority to sell at private sale, as provided by law and upon such terms as the Court may order, the following personal property of said estate, as described in said inventory and appraisement, to-wit:
one lot-house hold goods. \$ 25-8.50.

Said authority is asked for the following reasons: That the Sisters of said Eliza J. Adams deceased, desire to take said house hold goods at the appraised value, and that it is necessary to sell said personal property to close the estate.

95-83,

The State of Ohio, Union County, ss.
P. A. Miller being duly sworn, says that the facts stated in the foregoing petition are true, as he verily believes.
P. A. Miller

Known to before me and signed in my presence
this 14- day of April, 1921
H. B. Husted, Probate Judge

Journal Entry: Orders for Private Sale -
Probate Court Union County, Ohio.
Petition to Sell Personal Property
Orders of Sale -
In the matter of The Estate of Eliza J. Adams, Deceased.

This day this cause came on to be heard upon the petition herein filed and the

Final Record, Union County Probate Court

testimony of P. A. Miller Adm. and the Court being fully advised in the premises finds that the statements and allegations in said petition are true, and that the property therein described ought to be sold as prayed for. And the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at private sale; it is therefore ordered that P. A. Miller as adm. of said estate proceed to sell said personal property at private sale, for not less than the appraised value thereof.

It is further ordered that said sale be made upon the following terms, to wit: Cash in hand at time of sale.

It is further ordered that said Adm. make return of his proceedings herein, within — days from this date, and forthwith after such sale is made, and this cause is continued.

W. H. Husted Probate Judge.

Order of Sale.

Probate Court, Union County, Ohio
No. 95-83

In the matter of
The Estate of
Eliza J. Adams, Deceased.

Petition To Sell Personal Property,
Order of Sale.

To P. A. Miller, Adm. of the Estate of Eliza J. Adams, deceased. In obedience to an order and decree of the Probate Court within and for said County, made this day, in the matter of said petition to sell personal property, you are hereby authorized and required to proceed according to law to sell at Private Sale, at not less than \$258.50 the appraised value thereof, the following goods and Chattels belonging to said Eliza J. Adams, to wit:

The lot Household goods. 25-8.50

Said sale to be upon the following terms: Cash in hand at time of sale. You will return this order within Two months from this date, and forthwith upon the execution of the same, together with your report thereon endorsed.

Witness my hand and the seal of said Court, this 14. day of April, 1921. W. H. Husted, Probate Judge.

Return

Probate Court, Union County, Ohio,
Petition To Sell Personal Property,
Report of Sale.

In the matter of
The Estate of
Eliza J. Adams, Deceased.

The undersigned Administrator of the estate of Eliza J. Adams, says that in obedience to the order of said Court, hereto attached, he sold said personal property, commencing on the 16. day of May 1921, and closing on the 16. day of May 1921, for the sum of Two Hundred and fifty-eight and 5/100 Dollars.

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Final Record, Union County Probate Court

95-83

said property was sold at private sale, at the appraised value of the same. A detailed Bill of Sales is hereto attached. Dated this 25th day of June, 1921. P. A. Miller.

Bill of Sales,

One lot household goods \$268.⁵⁰ sold to Miss Sarah Abrams, \$258.⁶⁰
The State of Ohio, Union County, Ohio.

P. A. Miller, Admr. of the estate of Eliza J. Adams, deceased, being duly sworn, says that the foregoing report is in all respects true and correct. That such sale has been made after diligent endeavor to obtain the best price for the property, and that the sale reported is for the highest price he could get for the property.
P. A. Miller.

Known to before me and signed in my presence, this 25th day of June, 1921. H. H. Busted, Probate Judge.
Journal Entry:

Probate Court, Union County, Ohio,

In the matter of
The Estate of

June, 25th, 1921.

Petition to Sell Personal Property.

Eliza J. Adams, Deceased, Adm. approving and confirming sale.
This day this cause coming on to be heard on the report of P. A. Miller, Admr. of his proceedings under the former order of this Court, the Court having carefully examined said report, and being satisfied that said sales have in all respects been regular and legal.

It is ordered that the same be and hereby is approved, and confirmed. It is further ordered that this proceeding be recorded, and that said P. A. Miller pay the costs herein taxed at \$ - - within ten days.
H. H. Busted, Probate Judge.

95-44

Petition to Sell Real Estate.

Probate Court, Union County, Ohio.

Oct. 17-1916

Morris W. Hill, as Guardian
of Mary M^c Intire, Imbecile
Plaintiff

Petition to Sell
Real Estate.

Mary M^c Intire, his ward,
George M^c Intire, Stella Chrysler,
Bella Smith, Howard Jenow,
Anna Belle Cross, Hilber Jenow,
Herman Jenow, John Jenow,
Lawrence Jenow, Delmar Jenow,
Orpha Jenow, a minor,
Albert Jenow, a minor, and
Leonard Jenow, a minor.

Defendants

Your petitioner, Morris W. Hill, represents that he is the duly appointed and qualified guardian of

Final Record, Union County Probate Court

Mary McIntire an Imbecile, residing at Richmond, Union County, O. that he was appointed as such guardian by the Probate Court of Union County O. on the 17th day of November, 1915. That no personal estate belonging to said ward has come to the knowledge or possession of your petitioner. That there is no personal estate of said ward dependent upon the settlement of any decedent's estate or the execution of any trust, nor in expectancy. That the said Ward is the owner in fee simple estate of the following described real estate, to-wit: Situate in the County of Union, State of Ohio and Township of Clairbourne and bounded and described as follows: Beginning at the N.E. Corner of One acre of land conveyed to J.J. Woodruff by Joseph N. Rogers, by deed dated July 24- 1869; thence S. 2° W. 8.74 poles; thence N. 89° E. 4.60 poles; thence N. 2° E. 8.74 poles; thence S. 89° W. 4.60 poles to the place of beginning, containing one-fourth acre of land.

That the gross income from said real estate annually amounts to \$24.00, all of which amount is necessary for the payment of taxes, insurance and repairs upon the premises. That the said real estate is worth in the judgment of the petitioner the sum of two hundred dollars. That there are just debts owing by the said ward as follows:

D. T. F. Wurstbaugh, for medicine \$20. O. L. Murphy, for groceries \$16. Common Pleas Court Costs, estimated \$25. Attorney fees to Simons and Haines \$25. Miscellaneous items estimated \$25. That the sale of the said real estate is necessary for the payment of the said debts and maintenance of the said ward.

That the said Ward is unmarried and there are no liens against the said real estate.

The persons and parties named herein as defendants are all the heirs and persons entitled to the next estate of inheritance in such real estate. Wherefore the petitioner prays the Court that he may be ordered to sell the said real estate for the purpose of paying the said debts of his said ward and reinvest any balance thereof for the maintenance of the said ward, and for such other and further relief as may be proper in the premises.

M. H. Hill, Guardian of
Mary McIntire, an Imbecile. By: Simons and Haines.
State of Ohio, Union County: ss. M. H. Hill being duly sworn says that he as guardian of Mary McIntire is the Plaintiff in the above entitled action and that the facts stated and allegations made in the foregoing petition are true as he verily believes.

M. H. Hill

subscribed and sworn to before me this 3rd day of October, 1916.
Arthur B. Simons, Notary Public
Orders fixing Time of Hearing ^{and} for notice, Journal Entry,
Probate Court, Union County, Ohio,
Oct. 18th 1916

Morris H. Hill, Guardian of
Mary M^c Intire, Incubite. Plaintiff
Real Estate

His wards, et al. Defendants. Orders for Notices.
This day Morris H. Hill, Guardian of Mary M^c Intire
appeared in open court, and filed his petition duly
verified, asking for the sale of real estate therein
described, belonging to his said ward.

It is ordered that the time of hearing said
petition be and hereby is fixed for the 4th day of December
1916, at one o'clock, P. M. It is further ordered that
said Guardian cause notice thereof, and of the filing
and demand of said petition, to be given to said
Mary M^c Intire, George M^c Intire, Stella Blyler, Della Smith,
Howard Jenn, Mabel Cross, Orpha Jenn, Herman Jenn,
Defendants, in writing to be served upon them personally,
and by leaving copies thereof at the usual place of
residence of each of those who can not be served
personally, 10 days before said day of hearing, and
this cause is continued. Edward H. Porter, Probate Judge.

- Receipt -
Probate Court, Union County, Ohio,
Morris H. Hill, Gdn. of Mary M^c Intire, Plaintiff No.
Mary M^c Intire, et al. Defendants Civil action.

Receipt: To the Probate Judge:
Issue summons for said Anna Belle Cross, Union Co.,
Lino H. H. Marysville and Perria.
Sheriff of Marion Co. for Della Smith, Stella Blyler, Marion O.
returnable according to law. Simons ^{and} Haines, Plaintiff's atty.
Order for Notice, Petition By Gdn. for sale of real estate.

Probate Court, Union County, Ohio,
Morris H. Hill, Gdn. of Mary M^c Intire, Plaintiff No. Petition To Sell Real
His ward, et al. Defendants. Estate. Order for notice.

To Morris H. Hill, Guardian:
You are hereby ordered to give notice to Mary M^c Intire your
ward and George M^c Intire, Stella Blyler, Della Smith, Howard
Jenn, Mabel Cross, Wilbur Jenn, Herman Jenn, John Jenn,
Lawrence Jenn, Delmar Jenn, Orpha Jenn, Albert Jenn,
and Leonard Jenn, Defendants, to your petition, this
day filed in said Probate Court, for the sale of the
following described real estate of said ward, of the
filing and demand of said petition and the
time when the same will be heard, such notice

Final Record, Union County Probate Court

to begin at least 20 days before the time hereafter named for such hearing: The real estate so asked to be sold is described as follows: Situate in the County of Union, State of Ohio, and Township of Clairbourne, and bounded as follows: Beginning at the N.E. Corner of one acre of land conveyed to J.G. Woodruff, by Joseph N. Rogers, of deed dated July, 24-1869 thence S. 2° W. 8.74 poles; thence N. 89° E. 4.6° poles; thence N. 2° E. 8.74 poles; thence S. 89° W. 4.6° poles to the place of beginning. Containing one-fourth acre of land.

Said petition will be for hearing before said Probate Court at the office of the Judge of said Court, in Mansville, Ohio on the 4- day of Dec. A. D. 1916 at one o'clock, P.M.

You will make due service and return of this order.

Witness my hand and the seal of said Court at Mansville O. this 17- day of October A. D. 1916.

Edward H. Potes, Judge of the Probate Court
Return of Service.

Received this order the 17th day of October A. D. 1916 and thereupon served the said Mary M^c Intire, Inebrite, George M^c Intire, Leonard Jewer, Orpha Jewer, each, personally, by copy, with the notice therein, required to be given, which notice so served, with proof of service, is herewith returned, marked "A" and made a part of this report.

Also Stella Lehyder, and Della Smith, each of whom entered their appearance herein, as shown by "Exhibit B," and made part of this report. Also Anna Della Cross, served by the Sheriff as shown by "Exhibit C."

Also, Wilbur Jewer, Leonard Jewer, Albert Jewer, John Jewer, Lawrence Jewer, and Delmer Jewer, by publication, as shown by "Exhibit D" herein. M. H. Hill Guardian

Affidavit to obtain service by Publication

Probate Court, Union County, Ohio.
Morris H. Hill Esq. of Mary M^c Intire Inebrite Plaintiff vs. George M^c Intire, et al. Defendants

The State of Ohio, Union County ss.

Morris H. Hill the said Plaintiff being sworn, says The Defendants, Wilbur Jewer, Leonard Jewer and Albert Jewer, are non-residents of Ohio, and that service of summons on them cannot be made in this State; that the residence of said Defendants John Jewer, Lawrence Jewer, and Delmer Jewer are unknown to the Plaintiff, and cannot with reasonable diligence be ascertained, and that service of summons on them cannot be made; and that the case is one of those mentioned in Section 11292 of The General Code of Ohio.

Morris H. Hill
Sworn to before me, and signed in my presence, this 17th day of Oct. 1916. Arthur B. Simons, Notary Public.

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Journal Entry: Probate Court, Union County, Ohio
Morris W. Hill, as Guardian of Mary M. Intire, Lumberville, Ohio
vs. Plaintiff
George W. Intire, et al. Defendants
Oct. 17th 1916.

Order Service by Publication

This day came the Plaintiff and filed herein an affidavit under the Statutes in that behalf for the purpose of procuring service by publication: and it appearing to the Court that the Defendants Wilbur Jew, Leonard Jew, and Albert Jew, are non-residents of Ohio that service of summons on them cannot be made in this State: that the residence of said Defendants John Jew, Lawrence Jew, and Delmar Jew, are unknown to the Plaintiff, that the residences of such defendants so unknown to the Plaintiff cannot with reasonable diligence be ascertained, and that service of summons on such defendants cannot be made: it is ordered that proceedings against said unknown heirs be had by publication of notice.

It is ordered that the publication be made for six consecutive weeks, in a newspaper printed in this County, that it contain a summary statement of the object and prayer of the petition, mention the Court wherein it is filed, and notify the persons thus to be served that they are required to answer.

And it is further ordered that immediately after the first publication, the party making the service, deliver to the clerk of this Court, copies of the publication, with the proper postage, that said clerk mail a copy to each of said Defendants, whose residence is known, to his residence named therein, and make an entry thereof on the proper docket.

Edward W. Foster, Probate Judge.

Legal Notice

Wilbur Jew, Leonard Jew, Albert Jew, John Jew, Lawrence Jew, and Delmar Jew, whose residences are unknown, will take notice that Morris W. Hill, as guardian of Mary M. Intire, on the 17th day of October 1916, filed his petition in the Probate Court within and for the County of Union, and State of Ohio, alleging that the said Ward is owing debts amounting to \$1111 or more, that said Ward has no personal property sufficient to pay said debts, but is the owner of real estate described as follows: Being one-fourth acre of land in the Village of Richwood, Union County, Ohio. The prayer of said petition is for leave to sell said land to pay said debts.

The persons first above mentioned will further take notice that they have been made parties defendant to said petition and that they are required to answer the same.

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Final Record, Union County Probate Court

was before the 4th day of December, A.D. 1916. Morris H. Hill, Esq. as aforesaid
Oct. 16-1916- 6 wks.

State of Ohio, Union County, ss. Personally appeared before me, O.A. Krigley and made solemn oath, that the notice a copy of which is hereto attached, was published for 6 consecutive weeks on and next after Oct. 26-1916, in the Richmond Gazette, a newspaper of general circulation in the County aforesaid

O.A. Krigley.

known to before me, and signed in my presence, this 1st day of Dec. A.D. 1916. L.E. Kagay Notary Public. Printer's fees \$1.00⁰⁰

Notice To Defendants.

The State of Ohio, Union County, ss.

To the Sheriff of Marion County: You are hereby commanded to notify Greca Smith and Stella Glycer, both of Marion, Ohio, that on the 17th day of October 1916 the undersigned as Guardian, filed in the Probate Court of Union County, Ohio a petition, the object and prayer of which is to procure said Court to order the assignment of dower, and the sale of the Real Estate of the said Mary M^c Intire, an imbecile, situated in the State of Ohio, and in the Township of Blairborne, and described as follows, to wit: Beginning at the N.E. Corner of one acre of land conveyed to J.J. Woodruff by Joseph N. Rogers, by deed dated July 24-1869. thence S. 2^o W. 8.74 poles; thence N. 89^o E. 4.60 poles; thence N. 2^o E. 8.74 poles; thence S. 89^o W. 4.60 poles to the beginning, containing one fourth acre of land. Said petition will be for hearing by said Court, on the 6th day of January 1917, at one O'clock P.M., at which time an order will be asked, as prayed for in said petition.

Dated this 9th day of December, 1916. M.H. Hill, Esq.

Sheriff's Return

The State of Ohio, Marion County, ss.

Received this writ December 13th 1916, at 9.0 clock, a.m. I did on Dec. 30- A.D. 1916, after diligent search for the within named defendants Stella Glycer and Della Smith, was unable to find said defendants within my bailiwick whereon this writ is returned. John J. Francisco, Sheriff. Sheriff's Fees, Service and Return, 25^{cts} mileage 8 mi. 61^{cts} - Total 89^{cts}

Notice To Defendants.

The State of Ohio, Union County, ss. To Mary M^c Intire, George M^c Intire, Opha Jewer, Howard Jewer. You are hereby notified, that on the 17th day of October 1916, the undersigned as Guardian, filed in the Probate Court of Union County, Ohio, a petition, the object and prayer of which is to procure said Court to order the sale of the Real Estate of the said Mary M^c Intire situated in the County of Union, in the State of Ohio, and in the Village of Richmond and described as follows, to wit: Beginning at the N.E. Corner of one acre of land conveyed to J.J. Woodruff, by Joseph N. Rogers, by deed

Final Record, Union County Probate Court

dated July, 24, 1869. Thence S. 2° W. 8.74 poles; Thence N. 89° E. 4.60 poles; Thence N. 2° E. 8.74 poles; Thence S. 89° W. 4.60 poles to the place of beginning, containing one fourth acre of land. Said petition will be for hearing by said Court, on the 4th day of December, 1916 at one o'clock, P.M., at which time an order will be asked for in said petition.

Dated this 17th day of October 1916.
M.W. Hill, Guardian of Mary M^c Inters et al.
Affidavit of Service

The State of Ohio, Union County ss.
I, Morris H. Hill being duly sworn, say that on the 1st day of November, 1916 I served this writ by delivering a true copy thereof personally to the following named persons, to wit: Mary M^c Inters, Geo. M^c Inters, Howard Jerow, and Orpha Jerow. By Jessir Jerow, father of Orpha Jerow.
M. H. Hill.

Shown to before me and signed in my presence, this 2nd day of December, 1916. ~~W. B. Simons~~ A. B. Simons, Notary Public
Notice to Defendants,

The State of Ohio, Union County ss.
To John H. Laird, Sheriff of Union County:
You are commanded to notify Anna Belle Cross; that on the 17th day of October 1916 the undersigned as Guardian, filed in the Probate Court of Union County, Ohio a petition, the object and prayer of which is to procure said Court to order the assignment of donor, and the sale of the Real Estate of the said Mary M^c Inters, an Imbecile, situated in the County of Union in the State of Ohio, and in the Township of Claibourner and described as follows, to wit: Beginning at the N.E. Corner of one acre of land conveyed to J.J. Woodruff by Joseph H. Rogers, by deed dated July, 24, 1869; Thence S. 2° W. 8.74 poles; Thence N. 89° E. 4.60 poles; Thence N. 2° E. 8.74 poles; Thence S. 89° W. 4.60 poles to the beginning, containing one fourth acre of land.

Said petition will be for hearing by said Court, on the 6th day of January, 1917 at one o'clock, P.M., at which time an order will be asked, as prayed for in said petition. Dated this 9th day of December, 1916
M.W. Hill, Guardian of Mary M^c Inters, Imbecile

Sheriff's Return
The State of Ohio, Union County ss.
Received this writ December, 11th 1916 at 4 o'clock P.M., and on the 29th day of December, 1916 this writ returned the said Anna Belle Cross not being found.
John H. Laird Sheriff,
Sheriff's Fee: Mileage 24 miles - Total 1.92

Final Record, Union County Probate Court

Notice To Defendant.

The State of Ohio, Union County ss.
 To Charles A. Liggitt, Sheriff of Union County,
 you are commanded to notify Anna Belle Cross, that on the
 17-day of October 1916 the undersigned as Guardian, filed
 in the Probate Court of Union County, Ohio, a petition, the
 object and prayer of which is to procure said Court to
 order the assignment of dower and the sale of the Real
 Estate of the said Mary M^c Intire, an Insane, situated in
 the County of Union in the State of Ohio, and, in The Town-
 ship of Blairtown, and described as follows, to wit: Beginning
 at the N.E. Corner of one acre of land conveyed to J. J. Woodruff,
 by Joseph N. Rogers, by deed dated July, 24-1869; thence S. 2°
 W. 1.74 poles; thence N. 89° E. 4.60 poles; thence N. 2° E. 8.74 poles;
 thence S. 89° W. 4.60 poles to the beginning, containing one
 fourth acre of land. Said petition will be for hearing
 by said Court, on the 6th day of January, 1917, at one o'clock
 P.M., at which time an order will be asked, as prayed
 for in said petition. Dated this 2nd day of Jan., 1917.

M. H. Hill, Esq., Guardian of Mary M^c Intire, Insane.

Sheriff's Return

The State of Ohio, Union County ss.

Received this writ Jan. 4-1917 at 2³⁰ o'clock P.M.,
 and on the 4th day of January, 1917, I served the same
 by delivering a true copy thereof personally to the within
 named, Anna Belle Cross, personally, Charles A. Liggitt, Sheriff.

Service + Ret. 10 10 miles at 84 - 80 - Total \$1.50

Journal Entry: Leave to file answer.

In the Probate Court, Union County, Ohio.

M. H. Hill, Guardian of
 Mary M^c Intire Insane,
 Plaintiff

January, 8th 1917

Journal Entry.

Mary M^c Intire, Defendant. Leave to file answer.

On motion of Herman Jew, one of the defendants herein,
 for leave to file answer, until Monday, January, 22-1917,
 the Court sustains and allows the same. Edward W. Porter, Probate Judge.

Notice of Summons and Entry of Appearance.

In the Probate Court, Union County, Ohio

M. H. Hill, Esq., Guardian of Mary M^c Intire, Insane, Plaintiff
 vs
 George M^c Intire et al. Defendants

Entry of Appearance.

Now comes Herman Jew, one of the defendants herein
 and enters his appearance in this proceeding and asks
 the Court for leave until Monday January 22nd 1917 to
 prepare and file an answer. S. W. Van Hook, atty
 for Herman Jew.

"Exhibit B"

Notice To Defendants

The State of Ohio, Union County ss.
 To Mr. W. Hill Guardian. You are commanded to notify Della Smith and Stella Blyler. That on the 17 day of October 1916 the undersigned as Guardian, filed in the Probate Court, of Union County, Ohio, a petition, the object and prayer of which is to procure said Court to order the assignment of dower, and the sale of the Real Estate of the said Mary Mc Intire Insane, situated in the County of Union in the State of Ohio, and in the Township of Clairbourne and described as follows, to wit: Beginning at the N.E. Corner of one acre of land conveyed to J.J. Woodruff, by Joseph W. Rogers, by deed dated July, 24-1869; thence S. 2° W. 5.74 poles; thence N. 89° E. 4.60 poles; thence N. 2° E. 8.74 poles; thence S. 89° W. 4.60 poles to the beginning, containing one fourth acre of land. Said petition will be for hearing by said Court, on the 16th day of January, 1917, at One O'clock, P.M., at which time an order will be asked as prayed for in said petition. Dated this 3. day of Jan. 1917.
 M. W. Hill, Guardian of Mary Mc Intire, Insane.
 Sheriff's Return

Marion, O Jan. 4-1917

I acknowledge service Mrs Stella Blyler. Mt Vernon, O. Jan. 9-1917.
 I acknowledge service, Jan. 16-1917 Mrs Della Smith,
 Journal Entry; Orders on hearing of appraisement.

Probate Court, Union County, Ohio.

Morris W. Hill Guardian of Mary Mc Intire, Insane. Sheriff
 January, 16th 1917.
 Petition for Sale Real Estate.

His Ward, et al. Defendants. Order of Appraisement.

This day this cause came on to be heard upon the petition evidence, and testimony and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally notified of the pendency and prayer of the petition, and are now properly before the Court. That the statements and allegations in said petition are true. That there is no wisdom.

And the Court being satisfied that the real estate described in the petition ought to be sold as prayed for. It is ordered that John H. Prichard, Mrs. M. Lombay, and Stephen Howison judicious freeholders of the County and not of kin to the petitioner, be and they hereby are appointed to appraise said lands as a whole, at their fair cash value, free from dower. It is further ordered that said appraisers be sworn as required by law, and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 15 day of Feb. 1917. This cause is continued
 Edward W. Porter, Probate Judge

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 W. Porter, Probate Judge.

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Final Record, Union County Probate Court

Order of Appraisement.

The State of Ohio Union County ss. Probate Court.
 To Morris H. Hill, Esq. of Mary M^cIntire, Imbecile: Greeting;
 In obedience to an order and decree of the Probate Court within and for said County, made this day in a certain cause wherein you as Guardian of Mary M^cIntire Imbecile are Plaintiff and said Mary M^cIntire et al are Defendants, you are commanded that by the oaths of John H. Ritchard, Wm H. Conroy, and Stephen Morrison, three judicious disinterested men of this vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate is situated and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises free of down. Situate in the County of Union, in the State of Ohio, and in the Township of Delaibroun and bounded and described as follows: to wit: Beginning at the N.E. Corner of one acre of land conveyed to J. J. Woodruff by Joseph W. Rogers, by deed dated July 24th 1869; thence S. 2° N. 8.74 poles; thence N. 89° E. 4.60 poles; thence N. 2° E. 8.74 poles; thence S. 89° W. 4.60 poles to the place of beginning, containing one fourth acre, of land.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you then and there this writ. Witness my signature as Judge and ex officio Clerk of our said Probate Court, and the seal of said Court, at Mansville, Ohio, this 16th day of January, 1917. Edward W. Potter, Probate Judge ^{Seal}

Return

To the Probate Court of Union County, Ohio:
 In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 13th day of February, 1917.
 M. H. Hill, Guardian of Mary M^cIntire, Imbecile

Oath of Appraisers.

The State of Ohio, Union County ss.
 We, the undersigned, appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

J. S. Richard, W. H. Conroy, S. G. Morrison & Appraisers.
 Brought to before me, and signed in my presence, this 24th day of January, 1917. M. H. Hill, Justice of the Peace.

Appraisers' Return.

In obedience to the foregoing order, after being first duly sworn and upon actual view, of the premises therein described, we, the undersigned appraisers, estimate the value of said estate at Two Hundred Dollars (\$200.00) per

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Given under our hands, this 22- day of January, 1917.
 J. G. Prichard, W. H. Conroy, S. G. Housman. 3 appraisers.
 Fees of appraisers \$1.00 per day each.
 Journal Entry: Order Approving appraisement as for Bonds
 Probate Court, Union County, Ohio.

Morris W. Hill, Guardian of February 13- 1917
 of Mary M. Dutire, Dumbile Plaintiff
 Petition To Sell Real Estate

His Ward et al. Defendants. Order for Bond.

This day came the said Plaintiff, by his attorney, and produced to the Court the report of an appraisement therein made by John H. Prichard, William H. Conroy, and Stephen Housman in pursuance of a former order of this Court: and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered that

said Morris W. Hill, as Guardian, execute within 1 day, to the State of Ohio, a bond with sufficient freehold sureties, to be approved by the Court, in the sum of Four Hundred (\$400.00) Dollars, conditioned according to law, and this cause is continued. Edward W. Porter, Probate Judge.
 Application To Sell Real Estate at Private Sale.

Probate Court, Union County, Ohio.

Morris W. Hill, Guardian of
 Mary M. Dutire Dumbile Plaintiff
 Petition To Sell Real Estate

His Ward et al. Defendants. Application.

The said Plaintiff represents that it would be for the best interest of the said Mary M. Dutire, to sell the real estate described in the petition in this case at private sale, for the following reasons: And he therefor asks for an order authorizing him to sell said real estate at private sale. Morris W. Hill, Guardian Mary M. Dutire Dumbile,
 The State of Ohio Union County, Ohio.

J. S. Kagay and C. H. Sloop, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale, as they verily believe. J. S. Kagay, C. H. Sloop
 Sworn to before me, and signed in my presence. This 13- day of February, 1917. Edward W. Porter, Probate Judge

Guardian's Bond.

Know all men by these Presents, that Mr. Morris W. Hill, C. H. Sloop, S. H. Van Winkle, and J. S. Kagay, are held and firmly bound unto the State of Ohio, in the sum of

Final Record, Union County Probate Court

four hundred (\$400.00) Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators. Signed by us, and dated at Mansfield, Ohio, this 13th day of February 1917. The condition of the above Obligation is such, that whereas, the above bound Morris H. Hill was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of Mary M^cIntire, an Insane, and whereas, the said Morris H. Hill, as such Guardian, has filed a petition in said Probate Court, asking an order for the sale of certain Real Estate of said Ward, described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Two Hundred Dollars (\$200). And whereas said Court, on the 13th day of February, 1917, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

Now, if the said Morris H. Hill as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

Morris H. Hill, C. H. Sloop, S. H. VanWinkle, J. S. Kagay,

This Bond approved in open Court, this 13th day of February 1917. *Edward H. Porter, Probate Judge*

Journal Entry: Order Approving Bond for Private Sale - Probate Court, Union County, Ohio.

Morris H. Hill, as Guardian of Mary M^cIntire Insane Plaintiff vs. Defendants

Order of Sale.

This day this cause came on further to be heard, and it appearing to the Court, that the said Morris H. Hill as Guardian of Mary M^cIntire, an Insane, the plaintiff above named has given bond as heretofore ordered, in the sum of four hundred (\$400.00) Dollars with C. H. Sloop, S. H. VanWinkle and J. S. Kagay freeholders as sureties, it is ordered that said bond be and hereby is approved. And it being made to appear to the Court, upon satisfactory evidence, that it would more for the interest of said Ward to sell the real estate described in the petition at private sale. It is therefore further ordered that said Morris H. Hill, as such Guardian proceed to sell said real estate, free of dower at private sale, for not less than the appraised value thereof, on the following terms, to wit: One-half cash in hand and one-half in one year from day of sale: deferred payment to be secured by mortgage on the premises sold and to bear interest from the day of sale, payable Annually. And said petition is ordered to make

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return to his Court immediately after such sale is made and this cause is continued. Edward W. Porter, Probate Judge.

Order of Sale.

The State of Ohio, Union County ss. Probate Court.
To Morris W. Hill, Guardian of Mary Mc Intire, an imbecile. Greeting:
In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, no 8877, now pending in said Court, wherein you as Guardian of Mary Mc Intire an Imbecile are Plaintiff and your ward et al are Defendants, you are commanded to proceed according to law, to sell at Private sale, for not less than the appraised value thereof free of down, the following described premises, to wit: Situate in the County of Union, State of Ohio, and Township of Delaibourne and bounded and described as follows:

Beginning at the N.E. Corner of one acre of land conveyed to J. J. Woodruff by Joseph N. Rogers, by deed dated July 27th 1869; thence S. 2° W. 8.74 poles; thence N. 89° E. 4.60 poles; thence N. 2° E. 8.74 poles; thence S. 87° W. 4.60 poles to the place of beginning, containing one-fourth acre of land. Said sale to be free of down, and to be upon the following terms: One-half cash in hand on day of sale, and One-half by note payable in 12 months from day of sale. The deferred payment to be secured by mortgage on the premises and to bear interest from the day of sale, payable annually.

You will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court, at Marysville, Ohio, this 13th day of February, A.D. 1917.

Edward W. Porter, Probate Judge.

Return

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 16th day of February, 1917.

Morris W. Hill, Guardian of Mary Mc Intire, Imbecile.

Report of Sale

In obedience to the within order, I sold said premises on the 15th day of February, A.D. 1917, to C. H. Sloop, of Richwood, Ohio, for the sum of Two Hundred Dollars, said sum being the appraised value of the same.

Morris W. Hill, Guardian of Mary Mc Intire, Imbecile.

Dated this 15th day of February, A.D. 1917.

The State of Ohio, Union County, ss.

The above named Morris W. Hill, Guardian of Mary Mc Intire, an Imbecile, being duly sworn, says that the sale above

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reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

Morris H. Hill, Guardian as aforesaid
Known to before me and signed in my presence, this 16th day of February, A. D. 1917. *Edw* Edward H. Porter Probate Judge

Journal Entry:

In the Probate Court of Union County, Ohio,
Morris H. Hill, Adm. of Mary M. Lintz, Deceased, No. 8577 February, 16th 1917
Plaintiff

His Ward, et al. Defendants. Journal Entry. Confirming, and Ordering Distribution.

This day this cause came on to be heard on the return of the Order of Sale heretofore issued herein to Morris H. Hill, as Guardian of Mary M. Lintz an Deceased, and of this proceedings and sale there under. Thereupon the Court after after having carefully examined said return, and being satisfied that such sale has in all respects been made according to law and the former order of this Court, it is therefore considered and ordered by the Court that said sale be and the same hereby is approved and confirmed; and said Morris H. Hill as such Guardian, is hereby ordered to execute and deliver to C. W. Sloop, the purchaser, a good and sufficient deed for the premises so sold

Edward H. Porter, Probate Judge.

Guardian's Petition To Sell Real Estate.

Probate Court, Union County, Ohio,

No. 9600.

Petition To Sell Real Estate

Emmett Gauntly, Guardian of
Odell Boyer, Ruth Boyer, Annarista
Boyer, Ella Boyer, and Edith Boyer, Minors.
Plaintiff

His said Wards
Odell Boyer, Ruth Boyer,
Annarista Boyer, Ella Boyer,
and Edith Boyer, Minors as aforesaid.
Defendants.

Petition.

The Plaintiff represents that he is the duly appointed and qualified Guardian of Odell Boyer of the age of 17 years, on the 5th day of July 1919; Ruth Boyer, aged 15 years, August 6th 1919; Annarista Boyer, aged 12 years, November, 24th 1918; Ella Boyer aged 10 years, May 1st 1919; and Edith Boyer aged 7 years, September 16th 1919.

That the said Wards are the owner in fee simple of the following described real estate, situated in the County of Union State of Ohio, and in the Village of Marietta, Ohio: Being Lot Number Six Hundred and Sixteen

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Filed
April 22-1921
E. W. Porter
att'y.

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(616) in the L. L. Longbrake Addition to the Village of Marysville, Township of Paris, in said County and State.

Said real estate is worth annually One Hundred and Twenty (\$120-) Dollars. That said Plaintiff has received rents from the real estate of his ward, in the sum of One Hundred and Fifty Dollars. (\$150-)

That the sale of said real estate is asked for the purpose of having it purchased by the maternal grand-father of said Wards, so that he can furnish said Wards a home together, instead of having them separated, as they now are, and for their maintenance and education.

The Plaintiff therefore, prays that said Odell Boyer, Ruth Boyer, Annarata Boyer, Ella Boyer, and Edith Boyer, minors as aforesaid, may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes herebefore proposed, and for other proper relief.

Emmet Gauble - Guardian

The State of Ohio Union County ss

Emmet Gauble being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes.

Emmet Gauble, Edu. as aforesaid, sworn to before me and signed in my presence, this 22- day of April, 1921. *Edw. H. Potter* Notary Public

9600

Journal Entry: Order Fixing Time of Hearing ^{and for notice,} Probate Court, Union County, Ohio,

Emmet Gauble, Guardian of April 22- 1921.
Odell Boyer, Ruth Boyer, Annarata Boyer, Ella Boyer ^{and} Edith Boyer, minors
vs. Plaintiff

His Wards - Defendants Order for notice.

This day Emmet Gauble, Guardian of Odell Boyer, Ruth Boyer, Annarata Boyer, Ella Boyer, and Edith Boyer, minors, appeared in open Court and filed his petition duly verified, asking for the sale of real estate therein described, belonging to his Wards, for the purpose of having said real estate purchased by the maternal grand-father of said Wards so that he can furnish said Wards, a home with himself and wife, and together, instead of having them separated, as they now are.

It is ordered that the time of hearing said petition be and hereby is fixed for the 25- day of April, 1921, at One o'clock P. M. It is further ordered that said

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9600

Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said Odell Boyer, Ruth Boyer, Annarreta Boyer, Ella Boyer, and Edith Boyer, his wards they bring all persons entitled to the next estate of inheritance in such real estate, Defendants: in writing to be served upon them personally, and by leaving copies thereof at the usual place of residence of each of those who cannot be served personally one day before said day of hearing, and this cause is continued, W. H. Huster, Probate Judge.

The State of Ohio Union County ss.
I, Emmet Gauntle, Justice:

you are commanded to notify Odell Boyer, Ruth Boyer, Annarreta Boyer, Ella Boyer, and Edith Boyer, minors, making service of this summons upon them and also, if either of them can be found, upon their guardian or their father, or if neither their guardian nor their father can be found, then upon their mother, or the person having the care of such infants, or with whom they live, that they have been sued by Emmet Gauntle, as Guardian of Odell Boyer, Ruth Boyer, Annarreta Boyer, Ella Boyer, and Edith Boyer, minors for their maintenance and education, in the Probate Court of Union County, and that unless they answer by the 25th day of April, 1921, the petition of said Plaintiff against them filed in said Court, such petition will be taken as true, and judgment rendered accordingly, you will make due return of this summons on the 25th day of April, 1921. Witness my hand and the seal of said Court, this 22nd day of April, 1921. W. H. Huster Probate Judge

9600

The State of Ohio, Union County ss.
I, Emmet Gauntle, being duly sworn, say that I served this writ by delivering a copy thereof with the endorsements thereon personally to the within named defendants, on the days hereafter named, viz: April, 23, 1921 to Odell Boyer, and Ruth Boyer, and the plaintiff herein being the guardian herein, had notice herein, and said Odell Boyer and Ruth Boyer having no father and no mother, I served the same upon James Gauntle, the person having the care of such infants he being the person with whom they live, and also as to the within named minor defendants, April 23-1921, to Annarreta Boyer, Ella Boyer and Edith Boyer, the plaintiff herein being their guardian had due notice, and said Annarreta Boyer, Ella Boyer and Edith Boyer having no father, and no mother, I also served the same upon the Matron of the Methodist Children's Home at Worthington, Ohio the person having the care of said last named

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minor defendants, and the person with whom they live.
Emmet Gamble. Guardian.
sworn to before me and signed in my presence. This 25th day of April, 1921. Edward H. Porter, Notary Public, Union Co., Ohio
Journal Entry: Order on Hearing of appraisement.

Emmet Gamble, Guardian of
Odell Boyer, Ruth Boyer,
Annarata Boyer, Ella Boyer,
and Edith Boyer, Minors.
Plaintiffs

Probate Court, Union County, Ohio.
April, 25th, 1921.
Petition to Sell Real Estate

Order of appraisement.

His Wards et al. Defendants.

This day this cause came on to be heard upon the petition, evidence and testimony and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally notified of the pendency and prayer of the petition, and are now properly before the Court. That the statements and allegations in said petition are true, and the Court being satisfied that the real estate described in the petition ought to be sold as prayed for.

It is ordered that Alex Blue, William Ross, and Elgin Mills judicious freeholders of the County, and not of kin to the petitioner, be and they hereby are appointed to appraise said lands at their fair cash value, free from debt.

It is further ordered that said appraisers be sworn as required by law, and after ward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 25th day of April, 1921, and this cause is continued. H. H. Huster Probate Judge.

Order of appraisement.

9600

The State of Ohio, Union County, ss. Probate Court.
To Emmet Gamble, Guardian of Odell Boyer, Ruth Boyer, Annarata Boyer, Ella Boyer, and Edith Boyer, Minors. Greeting: Do obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Guardian of Odell Boyer, Ruth Boyer, Annarata Boyer, Ella Boyer, and Edith Boyer, Minors, are Plaintiff and Odell Boyer, et al. are Defendants, you are commanded that by the oaths of Alex Blue, William Ross, and Elgin Mills, judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County, in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises free of debt, to wit: Situated in the County of Union, in the

9600 State of Ohio in the Township of Paris, and in the Villages of Marysville and being Lot Number Six Hundred and Sixteen in the L. L. Longbrake Addition to the Village of Marysville.
 You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you then and there this writ.
 Witness my signature as Judge and Ex-officio Clerk of our said Probate Court and the seal of said Court at Marysville, Ohio, this 25th day of April, 1921. *W. H. Husted*, Probate Judge.

Return
 To the Probate Court of Union County, Ohio:
 In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 25th day of April, 1921.
Emmet Garbtle, Guardian.

Oath of Appraisers
 The State of Ohio, Union County, ss.
 We, the undersigned, appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate, at its fair cash value and perform the duties required of us, in pursuance of the foregoing order.
Alex Blue, William Ross, Elgie Mills } appraisers.
 Known to before me, and signed in my presence, this 25th day of April, 1921. *Edward H. Potter*, Notary Public

Appraiser's Return
 In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises therein, described, we, the undersigned appraisers, estimate the value of said real estate at One Thousand Dollars, free of debt, there being no one entitled thereto.
 Given under our hands, this 25th day of April, 1921.
Alex Blue, William Ross, Elgie Mills } appraisers
 Fees of Appraisers \$2.00 per day each.

9600 Journal Entry: Orders Approving appraisement, for Private Sale.
 Probate Court, Union County, Ohio,
 April, 25th 1921.
Emmet Garbtle, Guardian
 of *Odell Boyer, Ruth Boyer, Ella Boyer,* Petition to Sell Real Estate
Armarista Boyer, and Edith Boyer, Opposers
 vs. *Plaintiff*
 His said Heirs. Defendants Order of Sale
 This day came the said Plaintiff, by his attorney, and produced to the Court, the report of an appraisement herein made by *Alex Blue, William Ross, and Elgie Mills*, in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered

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Final Record, Union County Probate Court

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that the same be and hereby is approved and confirmed. And it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said wards to sell the real estate described in the petition at private sale. It is therefore further ordered that said Emmet Gamble, as such Guardian proceed to sell said real estate, free of donor, at private sale for not less than \$1,000.00 the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale. And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

H. H. Husted, Probate Judge.

Order Approving Appraisement and for Bond, Probate Court, Union County, Ohio.

Emmet Gamble, Guardian of Odell Boyer et al. Minors. Plaintiff vs. Plaintiff April 25-1921 Petition to Sell Real Estate

His said wards et al. Defendants. Orders for Bond. This day came the said Plaintiff by his attorney, and produced to the Court the report of an appraisement herein made by Alex Blue, William Ross and Elgie Mills, in pursuance of a former order of this Court: and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said Emmet Gamble execute within 1 day to the State of Ohio, a bond with sufficient freehold sureties, to be approved by the Court, in the sum of One Thousand (\$1,000.00) Dollars, conditioned according to law, and this cause is continued.

H. H. Husted, Probate Judge.

Application to Sell Real Estate at Private Sale, Probate Court, Union County, Ohio.

Emmet Gamble, Guardian of Odell Boyer, and others, Minors. Plaintiff vs. Plaintiff No 9600 Petition to Sell Real Estate

His said wards. Defendants. application. The said Plaintiff represents that it would be for the best interest of the said wards to sell the real estate described in the petition in this case at private sale, for the following reasons:

- 1. Because the Guardian herein found that the appraisement of the real estate described in Plaintiff's petition, as appraised by the personal property appraisers herein, was too high, and that said real estate could not be sold at that figure.
2. Because a private sale will save both time and

9600

expenses in the way of printers fees, and legal advertising.
 3. Because a purchaser has already been procured, who is able, ready, and willing to pay the present appraised value, cash in hand. and he therefore asks for an order authorizing him to sell said real estate at private sale.
 Emmet Gamble, Gdn. of Odell Boyer et al. ^{Minors}

The State of Ohio, Union County ss.
 Emmet Gamble, being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes.
 Emmet Gamble.
 Sworn to before me and signed in my presence, this 25th day of April, 1921.
 Edward H. Porter, Notary Public, Union County, Ohio.

Affidavit of Disinterested Persons.

The State of Ohio, Union County ss.
 Alex Blue, William Ross, and Elgin Mills, being duly sworn, say, that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and, that it will be more for the interest of the said Wards, to sell said real estate at private sale than at public sale for the reason that it will save expense of advertising; and that said real estate can be sold at the appraisement, as they verily believe. Alex Blue, William Ross, Elgin Mills.
 Sworn to before me and signed in my presence, this 25th day of April, 1921.
 Edward H. Porter, Notary Public.

Bond.

Know all men by these Presents, that Mr. Emmet Gamble, Jas. D. Gamble and James Guy are held and firmly bound unto the State of Ohio, in the sum of One Thousand (\$1000⁰⁰) Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and Administrators.
 Signed by us and dated at Marysville, Ohio, this 25th day of April, A. D. 1921.

The condition of the above Obligation is such, that whereas, the above bound Emmet Gamble, was hereto for duly appointed and qualified by the Probate Court of Union County Ohio, guardian of Odell, Ruth Boyer, Armarreta Boyer, Ella Boyer and Edith Boyer, Minors. and whereas the said Emmet Gamble as such Guardian, has filed a petition in said Probate Court, asking an order for the sale of certain real estate of said Wards described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of One Thousand (\$1000⁰⁰) Dollars. and whereas, said Court, on the 25th day of April, 1921, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

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Final Record, Union County Probate Court

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now if the said Emmet Gamble, as Guardian aforesaid, shall faithfully discharge his duties as such Guardian and faithfully pay over and account for all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force. Emmet Gamble, Jas. D. Gamble, James Leuy,

This Bond approved in open Court, this 25th day of Apr. 1921,
H. H. Husted, Probate Judge.

Journal Entry: Order Approving Bond for Private Sale,
Probate Court, Union County, Ohio.

Emmet Gamble, Guardian of
Odell Boyer, Annarrata Boyer,
Ella Boyer, ^{Ans.} Edith Boyer, Minors.
Plaintiff

April 25th 1921.
Petition To Sell Real Estate

This said Wads. et al. Defendants, Order of Sale.
This day this cause came on further to be heard and it appearing to the Court that the said Emmet Gamble, the plaintiff above named has given bond as heretofore ordered, in the sum of One Thousand (\$1,000.00) Dollars, with Jas. D. Gamble, and James Leuy freeholders as sureties, it is ordered that said bond be and hereby is approved. And it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said Wads. to sell the real estate described in the petition at private sale. It is therefore further ordered that said Emmet Gamble as such Guardian proceed to sell said real estate free of dower, at private sale, for not less than \$1,000.00 the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale. And said petition is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

H. H. Husted, Probate Judge.

Order Of Sale

The State of Ohio, Union County, ss. Probate Court.
To Emmet Gamble - Guardian of Odell Boyer, Ruth Boyer, Annarrata Boyer, Ella Boyer and Edith Boyer, Minors. Greeting: In obedience to an order and decree of the Probate Court within and for said County, made on the 25th day of April, 1921, in a certain cause No. 9600 now pending in said Court wherein you as Guardian of Odell Boyer, Ruth Boyer, Annarrata Boyer, Ella Boyer, and Edith Boyer, are Plaintiff and your Wads. et al are Defendants, you are commanded to proceed according to law to sell at Private Sale, for not less than \$1,000.00 the appraised value thereof free of dower, the following

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described premises, to-wit: situated in the County of Union, in the State of Ohio in the Township of Paris and the Villages of Marysville and being Lot Number Six Hundred and sixteen in the L. L. Longbrake Addition to the Villages of Marysville. Said sale to be free of doeror and to be upon the following terms. Cash in hand on day of sale. You will make return of your proceedings to this Court within 60 days from the date hereof and have you then and then this writ. Witness my signature and the Seal of said Probate Court at Marysville, Ohio, this 25th day of April 1921. W. H. Husted, Probate Judge.

Return.

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 25th day of April, 1921.
Emmet Gamble, Guardian.

Report of Sale.

In obedience to the within order, I sold said premises on the 25th day of April 1921, to Mollie E. Gamble, for the sum of One thousand (\$1000-) Dollars, said sum being the appraised value of the same. Emmet Gamble, Guardian of Odell Boyer, Ruth Boyer, Annarata Boyer and Edith Boyer, minors.
Dated the 25th day of April, 1921.

The State of Ohio, Union County, Ohio.
The above named Emmet Gamble, Guardian of Odell Boyer, Ruth Boyer, Annarata Boyer, Ella Boyer, and Edith Boyer, minors, being duly sworn, say, that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.
Emmet Gamble, Guardian as aforesaid, sworn to before me and signed in my presence, this 25th day of April, 1921. Edward H. Potter, Notary Public, Union County.

Journal Entry:

Probate Court, Union County, Ohio,
April 25th 1921.
Emmet Gamble, Guardian of Odell Boyer, Ruth Boyer, Ella Boyer, Annarata Boyer, and Edith Boyer, minors. Plaintiff
vs.
His said Wards et al. Defendants.
Petition to Sell Real Estate
Orders Confirming and Approving Sale.
This day this cause coming on to be heard on report of Emmet Gamble, Guardian of Odell Boyer, Ruth Boyer, Ella Boyer, Annarata Boyer, and Edith Boyer, minors of his proceedings and sale under the former order

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95-84. Filed May 31-1921.

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of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Odell Boyer, Ruth Boyer, Ella Boyer, Annavesta Boyer, and Edith Boyer, minors, in said real estate, to the purchaser, Mollie E. Gamble, upon payment of the purchase money. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$ -- within ten days.

H. H. Husted Probate Judge.

95-84

Filed

May 31- 1921.

In the matter of the Estate of Mirriss B. Hughes, Deceased.
Petition to Sell Personal Property.

In the matter of
The Estate of
Mirriss B. Hughes, Deceased.
To the Judge of said Court:

No. 95-84
Petition to Sell Personal Property
Petition.

The undersigned respectfully represents that he is the duly appointed and qualified Administrator of Mirriss B. Hughes, of said County; that the personal property of said estate has been duly appraised, and the inventory and appraisement thereof filed in said Court. Your petitioner makes application for authority to sell at Public Sale, as provided by law, and upon such terms as the Court may order, the following personal property of said estate, as described in said inventory and appraisement, to wit:

One lot of household goods. 160.00
Said authority is asked for the following reasons: that in order to make a division of the estate it will be necessary to sell said household goods.

Walter D. Hughes

Done to before me and signed in my presence, this 31- day of May, 1921. H. H. Husted, Probate Judge

Journal Entry: Order for Public Sale -
Probate Court, Union County, Ohio.

In the matter of
The Estate of
Mirriss B. Hughes, Deceased.
Order of Sale -
May 31- 1921. Petition to Sell
Personal Property.

This day this cause came on to be heard upon the

Final Record, Union County Probate Court

the petition herein filed and the testimony Walter D. Hughes, being heard and the Court being fully advised in the premises finds that the statements and allegations in said petition are true, and that the property therein described ought to be sold as prayed for. And the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at public sale: it is therefore ordered that Walter D. Hughes, as adm. of said estate proceed to sell said personal property at public sale, for not less than 75% of the appraised value thereof. It is further ordered that said sale be made upon the following terms: for cash only. It is further ordered that said Walter D. Hughes make return of proceedings herein, within 30 days from this date, and forthwith after such sale is made, and this cause is continued. W. H. Busted, P. J.

Order of Sale - Personal Property, Public Sale.
Probate Court, Union County, Ohio,
No.

In the matter of
The Estate of
Miriam B. Hughes, Deceased.

On Petition to Sell Personal Property,
Order of Sale.

Walter D. Hughes, adm. of the estate of Miriam B. Hughes, deceased. In obedience to an order and decree of the Probate Court within and for said County, made this day, in the matter of said estate, you are hereby authorized and required to proceed, according to law, to sell at public vendue, to the highest bidder, after giving at least fifteen days notice of the time and place of sale in some newspaper in general circulation through out the County, or by advertisement set up in at least five public places in the County. When such sale is to take place, the following personal property, to-wit:

One lot of household goods	160.00	3. yars	20
Garden	1.00	jar	1.00
Lamp - brass	1.50	Glasses	5.50
Plates - cups -	3.50	Tub and jar	2.50
Glass - Dial	50	Basket and jar	40
Glass " "	25	" " "	50
" " "	50	Shoe Last	1.00
Table	70	Post Hole digger	1.00
Clothes rack	2.50	Rake	1.00
Mop stick	0.50	Spade	50
Oil stove	90	Single Tree	2.50
Boiler	1.00	Flour Pot	0.50
Beeswax crupper	25	Seyle	1.50
Tub	1.00	Lawn Mower	5.00
Milk crocks	20	Porch swing	50
Jugs	10	Mortar box	25

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Final Record, Union County Probate Court

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Salt in Bbl.	10	Lamp	70
stand	30	mattress	3.25
stand	1.80	3. Kitchen chairs	1.50
1 Chair	1.0	5. " "	1.60
Coat rack	.85	1 " "	.80
Table	5.00	1 rocking chair	4.00
cupboard	1.20	1 " "	6.25
Carpet Sweeper	1.60	1 table	5.50
Sewing machine	4.60	1 rug	8.25
Wooden Bedstead	2.5	Range	20.00
Iron Bed + springs	8.20	Heating stove	12.00
Wardrobe	2.50	Base burner	28.00
Phonograph and Record	55.25		
Dresser	4.50		144.95
Couch	4.00		
Rug	1.80		
Lamp	.75		
" "	1.00		

Said sale to be upon the following terms: Purchases amounting to — for cash only — you will return this order within one month from this date, and forthwith upon the execution of the same, together with your report thereon endorsed. Witness my hand, and the seal of said Court, this 31-day of May, A.D. 1921. *H. H. Husted* Probate Judge
Return.

Probate Court, Union County, Ohio.
On Petition To Sell Personal Property,
In the matter of
The Estate of
Minnie B. Hughes, Dec'd. Report of Sale.
The undersigned H. D. Hughes, Administrator of the Estate of Minnie B. Hughes, deceased, says that in obedience to the order of said Court, hereto attached, he sold said personal property, commencing on the 11th day of June, 1921, and closing on the 11th day of June, 1921, for the sum of One Hundred Forty-four and ⁹⁵/₁₀₀ Dollars, and ⁴⁵/₁₀₀ cents. A copy of the notice of sale, duly verified, together with a Bill of said Sales, is herewith returned. Dated this 13th day of June, 1921. *Walter D. Hughes, Adm'r.*
Journal Entry: Orders Approving and Confirming Sale.

Probate Court, Union County, Ohio.
June, 13th 1921.
In the matter of
The Estate of
Minnie B. Hughes Dec'd. Orders Approving and Confirming Sale.
This day this cause coming on to be heard on the report of *Walter D. Hughes, Adm'r.* of the estate of *Minnie B. Hughes, deceased*, of his proceedings under the former order of this Court. The Court having carefully examined

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Final Record, Union County Probate Court

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said report and being satisfied that said sales have in all respects been regular and legal. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that this proceeding be recorded, and that said Admrs. pay the costs herein taxed at \$3.00 within ten days.
 H. H. Husted, Probate Judge.

9624
 Filed July
 13th 1921

In the matter of the Estate of E. B. Norris, Deceased,
 Petition To Sell Personal Property.

Probate Court, Union County, Ohio
 No. 9624

In the matter of
 The Estate of
 E. B. Norris, Deceased.

Petition To Sell Personal Property,
 Petition.

To the Judges of said Court: The undersigned respectfully represents that he is the duly appointed and qualified admr. of the estate of E. B. Norris, deceased, of said County; that the personal property of said estate has been duly appraised, and the inventory and appraisement thereof filed in said Court. Your petitioner makes application for authority to sell at Private Sale, as provided by law, and upon such terms as the Court may order, the following personal property of said estate, as described in said inventory and appraisement, to-wit:

1 Bay team	120.00	1 Hay tedder	10.00
1 Gray mare	40.00	1 Corn Planter	25.00
3 Cows	100.00	1 Disc Harrow	5.00
1 young bull	25.00	1 Plow	10.00
2 Sows	50.00	1 Wagon with Dumps	25.00
1 boar	15.00	1 " " rack	40.00
13 Head sheep	50.00	1 set team harness	20.00
1 Binder	20.00	1 Bundle small stems	10.00
1 mow	5.00	60 lbs. wheat	67.00
1 Corn plow	25.00	50 bu. Corn at 55¢ bu.	27.50
1/2 Int. on Corn Binder	40.00	1 auto	100.00
1 roller	10.00		

Said authority is asked for the following reasons: That by selling at private sale a greater amount can be realized and that the widow wishes to buy said Chattels for her own use on the farm.

The State of Ohio, Union County ss.
 B. F. Norris being duly sworn, says that the facts stated in the foregoing petition are true, as he verily believes.
 B. F. Norris, Admr.
 Known to before me and signed in my presence, this 13th day of July, 1921.

H. H. Husted
 Probate Judge

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Final Record, Union County Probate Court

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Journal Entry: Order for Private Sale

In the matter of
The Estate of
E. B. Norris, Deceased.

Probate Court, Union County, Ohio,
July 14th 1921.
Petition to Sell Personal Property,
Order of Sale.

This day this cause came on to be heard upon the petition herein filed and the testimony of B. F. Norris, as Adm., and the Court being fully advised in the premises finds that the statements and allegations in said petition are true, and that the property therein described ought to be sold as prayed for, and the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at private sale; it is therefore ordered that B. F. Norris as Adm. of said estate proceed to sell said personal property at private sale, for not less than the appraised value thereof. It is further ordered that said sale be made upon the following terms, to-wit: Cash in hand at time of sale.

It is further ordered that said Adm. make return of his proceedings herein, within 60 days from this date, and forthwith after such sale is made and this cause is continued. H. H. Busted, Probate Judge.

Order of Sale,

Probate Court, Union County, Ohio,
No. 9624

In the matter of
The Estate of
E. B. Norris, Deceased.

Petition to Sell Personal Property,
Order of Sale.

To B. F. Norris, admr. of the estate of E. B. Norris deceased, In obedience to an order and decree of the Probate Court within and for said County, made this day in the matter of said Estate, you are hereby authorized and required to proceed according to law to sell at Private Sale the following personal property, to-wit:

1 Bay team	120.00	1 Hay Ticker	10.00
1 Gray mare	40.00	1 Corn Planter	25.00
3 Cows	100.00	1 Disc Harrow	5.00
1 Young Bull	25.00	1 Plow	10.00
2 sows	50.00	1 Wagon and Dump Boards	25.00
1 Boar	15.00	1 Wagon with rock	40.00
13 Sheep	50.00	1 set Team Harness	20.00
1 Binder	20.00	1 Bush small Stems	10.00
1 mow	5.00	61 Bu. Wheat	69.00
1 Corn plow	25.00		
1/2 interest Corn Binder	40.00		
1 Roller	10.00		

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Final Record, Union County Probate Court

9624 Said sale to be upon the following terms: Cash in hand at time of sale. Witness my hand and the seal of said Court this 13 day of July, A.D. 1921. H. H. Husted, Probate Judge.

Return.

Probate Court, Union County, Ohio, In the matter of the Estate of E. B. Norris, Deceased. On Petition To Sell Personal Property Report of Sale.

The undersigned B. F. Norris, Admr. of the estate of E. B. Norris, deceased, says that in obedience to the order of said Court, hereto attached, he sold said personal property at private sale for the sum of Eight hundred forty-one and 5/100 Dollars. Dated this 17 day of July, 1921.

All goods sold to the widow Clara C. Norris.

B. F. Norris, Admr.

9624 Journal Entry:

Probate Court, Union County, Ohio,

In the matter of the Estate of E. B. Norris, Deceased, July, 14 - 1921. Petition To Sell Personal Property. Orders Approving and Confirming Sale. This day this cause coming on to be heard on the report of B. F. Norris, Admr. of the estate of E. B. Norris deceased, of his proceedings under the former order of this Court. The Court having carefully examined said report, and being satisfied that said sale have in all respects been regular and legal.

It is ordered that the same be and hereby is approved and confirmed. It is further ordered that this proceeding be recorded, and that said B. F. Norris pay the costs herein taxed at \$- within ten days.

H. H. Husted, Probate Judge

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Filed

Mar. 29-1919

E. W. Porter, S.J.

James M. Campbell

Attorney.

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 Filed
 Mar. 29-1919
 E. W. Potter P. J.
 James M. Campbell
 Attorney.

Guardian's Petition to Sell Real Estate.
 In the Probate Court of Union County, Ohio.
 Dew A. Rutan, as the Guardian
 of Jolus Milton Rutan, Minor.
 Plaintiff
 vs
 The said Jolus Milton Rutan,
 Lucy M. Rutan, and
 Jennie O. Rutan,
 Defendants.

Case No. 9144

Guardian's Petition to
 Sell Real Estate.
 Petition.

Petition

The Plaintiff represents to the Court, that he is the duly appointed and qualified Guardian of Jolus Milton Rutan, of the age of eleven years on the 20 day of November, 1918. who resides with his mother, Jennie O. Rutan, at the Township of Paris in Union County, Ohio. The plaintiff further represents: that no personal estate of any kind belonging to said Ward, has come to the possession or knowledge of the Plaintiff; that there will be an amount, not yet ascertained, coming to said Ward, from the estate of his father, Dew M. Rutan, deceased, now in process of administration and settlement; that on account of the unsettled condition of said Decedent's estate, the annual value of said Ward's undivided interest in the real estate thereof can not be stated, and no rent therefrom has been received by this Plaintiff as such Guardian; and the Plaintiff, as such Guardian proposes to re-invest the proceeds of a sale of said Ward's interest in the real estate hereinafter described in other productive real estate, or in first mortgage loans, or in bonds of the United States Government, pursuant to the statute for such case provided and the order and approval of the Court. The plaintiff further represents: That the said Dew M. Rutan died intestate seized in fee simple of the undivided one half of the lands hereinafter described, of which lands he was a tenant in common with Harry R. Jones, and, George M. Wilbur each of whom is seized in fee simple of an undivided one-fourth thereof; that the said Decedent left this Plaintiff, said Jolus Milton Rutan, and the said defendant, Lucy M. Rutan, his only children and sole heirs at law, to whom the said interest of said decedent in said lands passed, in fee simple, by descent, subject to the dower estate of the defendant, Jennie O. Rutan, therein as the widow of the said Decedent; and that Plaintiff's said Ward is, therefore, seized in fee simple of the undivided one-sixth of all of said lands. The said lands are described, as follows, to-wit: First Tract: Situated in the County of Franklin, in the State of Ohio, and in the Township of Perry, and bounded and described as follows:

All that certain tract or parcel of land known as

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the home farm of the late Isaac Davidson, containing 155.25-
 acres according to Jesse Courtright's survey made October 23.
 1852, the same being a part of Section 2, Township 2ⁿ Range 19th
 N. B. M. lands, in the Township of Perry. Beginning at a stake
 in the East Bank of Scioto River from which two sugar trees 18
 inches in diameter bears S. 21° W. 102 links; thence S. 89° 20'
 E. with South line of lot No. 4 124 poles, 7 links to a stake
 from which a Birch 16 inches in diameter bears N. 20° 24'
 links South East corner of lot No. 4; thence N. 1° E. 164 poles 23
 links to a stake from which a beech, 12 inches in diameter
 bears S. 42° E. five links, North East corner lot 4; thence N. 89°
 12 1/2' W. 101 poles, 14 links to a stake from which a hickory
 stump 24 in. in diameter bears S. 77° W. 24 links North West
 corner of lot No. 4; thence S. 1° 24' W. 28 poles 2 links on the
 line of lot No. 4, and John Thomas' fraction to a stake from
 which an elm stump 18 in. in diameter bears S. 49° E. 9,
 links; thence S. 86° 33' W. 93 poles 15 links to a stake on East
 bank of river from which a sycamore 38 inches, in diameter
 bears N. 74° W. 24 1/2 links; thence down the river with the
 meanders thereof and binding thereon S. 16° E. 28 poles, 20 links,
 S. 29 1/2° E. 35 poles, 13 links; thence S. 59 3/4° E. 17 poles, 9 links S. 26 1/4°
 E. 83 poles, 22 links to the beginning, containing 155.24 acres.

Petition

The island West of the above and hereby intended to be
 conveyed, measure 39 2/3 poles longest dissection, and the
 shortest dissection 8 poles and containing 1.55 acres.

Excepting therefrom the following parcel of land commencing
 in the Scioto River at the North West corner of said Davidson farm;
 thence Easterly with the North line of said farm a distance of
 300 feet, more or less, to the center of the new County road;
 thence Southerly with the center of said road 270 feet; thence
 Westerly and parallel with the North line of said farm to the
 river; thence with the river Northerly to the point of beginning,
 containing 1 1/2 acres, more or less, and including so much of the
 island in the river as lies West of this described parcel,
 (sold to Evans, Fry and Zollinger and now used as a fishing
 club resort; deed signed by Ben M. Rutar, and wife, Geo. M. Wilbur
 and wife, Nancy R. Jones and wife). Excepting, also, the following
 parcel of ground commencing in the Scioto River at the South-
 West corner of said Isaac Davidson farm; thence South 89°
 20' East with the South line of Lot No. 4, to the center of the
 River road, as recently established and improved; thence
 Northerly with the center of the said River Road 920 feet; thence
 Westerly at right angles with the last named line
 to the West line of said Isaac Davidson farm in said
 Scioto River; thence Southerly with said river and with the
 meanders thereof to the point of beginning, including so
 much of the island in said river as lies West of the parcel
 just described, and containing in all 7.43 acres of

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Petition

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land, more or less. (sold to Henry R. Jones by deed dated October 30th 1915. signed by Geo. M. Wilbur and wife, and Rev. M. Rutan and wife.)

Second Tract: Situated in the County of Delaware, in the State of Ohio, and in the Township of Liberty, bounded and described as follows: Being a part of Lot No. 20, in the third quarter Township in the third township in the nineteenth range United States Military Lands, beginning at the South west corner thereof: thence with the West line of said lot to Mark Starger's southwest corner, supposed to be about 114 poles; thence East with Mark Starger's South line 56 poles to a stone; thence parallel with the West line of said lot No. 20, to a line between Delaware and Franklin Counties; thence with said County line to place of beginning, containing 40 acres of land, and being the same premises conveyed to Rudolph Thenerger by John and Mary Phipps by deed dated January 24-1864.

Third Tract: Situated in the County of Delaware, in the State of Ohio, and in the Township of Concord, and bounded and described as follows: Know as Lot A.C.N. m. Beginning at a stone on a post on the West bank of the Scioto River at Point "A" at Northeast corner of said lot; thence South 81° West along the North line thereof and County road 146 ²⁴/₁₀₀ rods to a stone in the center of the State road at a Point "B", thence South 20° East along center of said road 37 ⁷/₁₀₀ rods to a post at Point "C". Thence 80° 47' East along North line of Mariah White's lot 152 ²⁷/₁₀₀ rods to the Northeast corner on the West bank of the Scioto River at a Point "D"; thence North 29 ¹/₂° W. 38 ⁶/₁₀₀ rods to the place of beginning, containing 33 acres and 125 ⁶/₁₀₀ perches of land. Being the same premises sold to William Jackson by Frederick D. Merritt, Guardian of Robert A. White.

Petitioner

The Plaintiff further represents to the Court: that the said "First Tract" of land, is encumbered by a joint mortgage of the said Rev. M. Rutan, Henry R. Jones, and Geo. M. Wilbur, tenants in common, as aforesaid, to The Buckeye State Building and Loan Company of Columbus, Ohio, in the principal sum of \$8000-; that the said "Second Tract" and "Third Tract" of said land are likewise encumbered by a joint mortgage of the said mortgagors, above named, to the said The Buckeye State Building and Loan Company, in the principal sum of \$3000-; that there are no other liens upon either of said tracts of land to the knowledge of the Plaintiff; and that a sale of the said minor wards interest in all of the lands, aforesaid, is necessary for the following reasons, to-wit:

1. That the said minor interest in the said tracts of land, respectively, is an undivided interest, remotely situated, not susceptible of the personal management and

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control of the Plaintiff but dependent upon other agencies in in that behalf and, all to the detriment of said minor best advantage and a commensurate income from the investment therein.

2. The Proceeds of said minor's interest in said lands may be managed to the better advantage of said minor, by investing the same pursuant to the purposes herein above expressed, under the orders of the Court.

The Plaintiff further represents to the Court that the defendant, Jennie O. Rutan, is the widow of the said Ben W. Rutan, deceased, and, as such widow, has a dower estate in the said undivided one-half of said lands of which the said Decedent died seized and, therefore, a dower estate in the interest of said minor ward therein. Wherefore, the Plaintiff prays the Court that the said John Milton Rutan, Lucy M. Rutan, and Jennie O. Rutan, may be made defendants to this petition; that the said dower estate of the said widow may be assigned pursuant to law; and that the Plaintiff may be ordered to sell and convey his said ward's interest in said lands, and to reinvest the proceeds of such sale, subject to the satisfaction of legal expenses, as hereinbefore proposed; and that his said Ward may have all other proper relief in the premises.

James W. Campbell, Attorney for Plaintiff.

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The State of Ohio, Union County, ss.

Oath

Glen A. Rutan, being duly sworn, says that he is the Guardian and Plaintiff mentioned in the foregoing petition, and that the facts stated, and allegations made, therein are, as he believes, true.

Glen A. Rutan.

Sworn to by the said Glen A. Rutan, before me, and signed by him in my presence, this 29th day of March, A. D. 1919.

Edward W. Porter, Probate Judge.

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Journal Entry: Orders Fixing Time of Hearing and for Notice.

Probate Court, Union County, Ohio.

Order
Fixing Time
of Hearing
and
for Notice

Glen A. Rutan, as Guardian of John Milton Rutan, a minor.

Saturday, March 29th 1919

vs. Plaintiff
his Ward et al. Defendants

Order for Notice.

This day Glen A. Rutan as, Guardian of John Milton Rutan, a minor, appeared in open Court and filed his petition duly verified, asking for the sale of real estate therein described, belonging to his said Ward, and Lucy M. Rutan and Jennie O. Rutan.

It is ordered that the time of hearing said petition be and hereby is fixed for the 14th day of April, 1919, at one o'clock P.M. It is further ordered that said Guardian cause notice thereof, and of the filing and disbursement of said petition, to be given by

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Summons. in form, to said John Milton Rutan, a minor. his Ward and to Lucy M. Rutan, and Jennie O. Rutan (Said Lucy M. Rutan, and the Plaintiff bring all the persons, entitled to the next of inheritance in such real estate), Defendants; in writing to be served upon them personally, and by leaving copies thereof at the usual place of residence of each of those who can not be served personally, at least five days before said day of hearing, and this cause is continued.

Edward H. Porter, Probate Judge.

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Summons. minor.


The State of Ohio, Union County, ss.

To the Plaintiff Glen A. Rutan, Gentling:

Summons

You are commanded to notify the defendant John Milton Rutan, a minor, making service of this summons upon him, and also, upon his mother, the person having the care of such infant, and, with whom, he lives, that he has been sued by Glen A. Rutan, his Guardian for the sale of the real estate of said minor lying in Franklin and Delaware Counties, Ohio, in the Probate Court of Union County; and that unless he answer by the 14th day of April, 1919, the petition of said Plaintiff against him filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make service of this summons, as aforesaid, at least five days before the said 14th day of April, 1919.

You will make due return of this summons, on the or, before the 9th day of April, 1919.

Witness my hand and the seal of said Court, this 29th day of March, 1919.  Edward H. Porter, Probate Judge.


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Return.

Return

The State of Ohio, Union County, ss.

I, Glen A. Rutan, being duly sworn, say that I served this writ by delivering a copy thereof with the endorsements thereon personally to the within named defendant, on the day hereafter named, viz: April 1st 1919 to John Milton Rutan, the within named minor defendant; and also April 1st 1919, to Jennie O. Rutan as the mother of the said minor defendant, his father being deceased, and his legal Guardian being the Plaintiff (affiant), in said suit to sell said minor's real estate. Glen A. Rutan.

Known to before me and signed in my presence, this First day of April, 1919.  Edward H. Porter, Probate Judge.

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In the Probate Court of Union County, Ohio.

Glen A. Rutan, ss. Sdr.
of John Milton Rutan, a minor.
Plaintiff
Said John Milton Rutan,
Lucy M. Rutan and Jennie O. Rutan,
Defendants.

Wainor, and
Consent To Sell.

Final Record, Union County Probate Court

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We, the undersigned parties defendants in the above entitled cause, for the sale of Real Estate of the estate of said minor, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned as therein prayed for, and the statutory time for pleading is hereby waived, and we consent that said Petition may be heard at such time as may be by the Court ordered. Jennie O. Rutan, Lucy W. Rutan.

9144

Answer of Widow

Answer of Widow
Glen A. Rutan, as Guardian of said minor, Plaintiff
of John Milton Rutan, a minor, Proceedings to Sell Real Estate of minor.

Said John Milton Rutan, et al. Defendants.

And now comes Jennie O. Rutan one of the defendants in the above entitled cause and voluntarily enters her appearance herein, and for her answer to the petition in this case filed, says: that she is the widow of Rev. W. Rutan, deceased, and as such, is entitled to dower in the premises, described in said petition; that her age is forty years; that she consents to the sale of the real estate of said minor, as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds, or in rents and profits and asks the Court that said premises may be sold free from her dower estate therein and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such sale, as the Court may deem reasonable.
Jennie O. Rutan.

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Oath

The State of Ohio, Union County, ss.
Jennie O. Rutan, being duly sworn, makes oath that the facts stated in the foregoing answer are as she believes true.
Jennie O. Rutan.

Sworn to by said Jennie O. Rutan before me, and signed by her, in my presence, this 5th day of April, A.D. 1919.

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Application for Appointment of Guardian ad Litem.
Glen A. Rutan, as Guardian of John Milton Rutan, a minor, Plaintiff.
Probate Court Union County, Ohio. Proceedings to Sell Minor's Lands. Guardian ad Litem.

Said John Milton Rutan, et al. Defendants. Application.
To the Hon. Edward H. Porter, Judge of said Court:
The undersigned Glen A. Rutan, plaintiff herein, makes Application for the appointment of a Guardian ad Litem for the minor defendant in the above entitled case.

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Appt. of Guardian ad Litem

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Answer of Guardian ad Litem

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Final Record, Union County Probate Court

9144 The Defendant John Milton Rutan, is under the age of 14 years, and has been duly served with summons herein.

The undersigned suggests that Jennie O. Rutan, who is a suitable person, be appointed as such Guardian ad litem.

Respectfully, Glen A. Rutan, Plaintiff

9144 Journal Entry: Appointment of Guardian ad litem Probate Court, Union County, Ohio.

Glen A. Rutan, as Guardian of John Milton Rutan, minor. Plaintiff

Saturday, April 5th 1919. No. 9144 Sale of minor's lands.

Appt. of Guardian ad litem

Said John Milton Rutan et al. Defendant. Appointment of Guardian ad litem.

This day Glen A. Rutan, plaintiff herein, appeared in open court and made application for the appointment of a Guardian ad litem for the minor defendants in this case. And it appearing to the court that the defendant John Milton Rutan, is under the age of fourteen years, and has been duly and legally served with summons herein, it is ordered that Jennie O. Rutan, be and she hereby is appointed Guardian for the suit, for said minor defendant.

And now comes the said Jennie O. Rutan, and in open court accepts said appointment.

Edward H. Potter, Probate Judge,

9144 Answer of Guardian ad litem. In the Probate Court of said County.

The State of Ohio, Union County, et al. Glen A. Rutan, as Guardian of John Milton Rutan, minor. Plaintiff

No. 9144

Guardian ad litem

Said John Milton Rutan et al. Defendant. Answer of minor Defendants.

And now come the said John Milton Rutan, the minor defendant, the petition in said cause, by Jennie O. Rutan, his Guardian ad litem, heretofore appointed in said cause by said court, and for answer to said petition, denies all the material allegations therein contained, prejudicial to said minor defendant; and further says that he is of tender years and not acquainted with the law in such cases. He therefore prays the court to protect his rights in this case, and for such relief as may be just. John Milton Rutan, By Jennie O. Rutan Guardian ad litem.

9144 Journal Entry: Orders on Hearing of Appraisement.

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Glen A. Rutan, as Guardian,
of John Milton Rutan, minor.
Plaintiff

Friday May 27th 1919
Petition To Sell Real Estate.

John Milton Rutan et al.
Defendants.

Order of Appraisement.

This day this cause came on to be heard upon the petition, the answer of Jennie O. Rutan, widow, and the answer of John Milton Rutan by Jennie O. Rutan, his guardian ad litem, and the evidence and testimony; and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court, and that the statements and allegations in said petition are true. That said Jennie O. Rutan widow of Ben M. Rutan, deceased, is entitled to dower in said real estate; that said widow by her answer herein waives the assignment of dower in said premises by metes and bounds, or in rents and profits, and consents to the sale of said premises free from her said dower estate therein. And the Court being satisfied that it is necessary to sell the real estate of said John Milton Rutan, described in the petition, to pay his debts, and recover net proceeds of such sale-

It is considered and ordered that A. B. Sells, H. A. Evans, and Albert Sharp three suitable and judicious disinterested men of the vicinity of said real estate, who are freeholders, be and they are hereby appointed to appraise that part of said lands lying in Franklin County, Ohio; and. It is ordered that William Chambers, Harry Maddox, and B. E. Sharp three suitable and judicious disinterested men of the vicinity of said real estate, who are freeholders, be and they hereby are appointed to appraise that part of said lands lying in Delaware County, Ohio, at their true value in money and all said real estate, in both counties, to be appraised, free from the dower estate of said Jennie O. Rutan, therein.

It is further ordered that said appraisers be sworn as required by law, and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the first day of June, 1919. and this cause is continued.

Edward H. Potter, Probate Judge.

Order Of Appraisement.

Probate Court.

9144

This State of Ohio,
Union Countyss.

To Glen A. Rutan Guardian of John Milton Rutan Minor, Meeting;
In obedience to an order and decree of the Probate Court,
within and for said County, made this day in a

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Appraisement of

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Certain cause, wherein you as Guardian of John Milton Putnam Minor, are Plaintiff and John Milton Putnam et al. are Defendants, you are commanded that by the oaths of A. H. Sells, H. A. Evans and Albert Sharp, judicious, disinterested men of the vicinity, not of kin to the petitioners, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises free of debt of the estate of James O. Putnam, therein, to wit:

Order of Appraisement

Bring the undivided one-sixth thereof:
First tract: Situated in the County of Franklin, in the State of Ohio, and in the Township of Perry, and bounded and described as follows: All that certain tract or parcel of land known as the home farm, of the late Isaac Davidson, containing 155.20 acres according to Jesse Loustrights survey made October 23-1852, the same being a part of Section 2, Township 2, Range 19, U. S. M. Lands, in the Township of Perry. Beginning at a stake in the East Bank of Scioto River from which two sugar trees 18 inches in diameter bears S. 21° W. 102 links; thence S. 89° 20' E. with South line of lot No. 4, 124 poles 7 links to a stake from which a birch 16 inches in diameter bears N. 20° 24 links South east corner of lot No. 4; thence N. 1° E. 164 poles 23 links to a stake from which a birch 12 inches in diameter bears S. 42° E. five links northeast corner lot 4; thence N. 89° 12 1/2 W. 101 poles, 14 links to a stake from which a hickory stump 24 in. in diameter bears S. 72° W. 24 links North west corner of Lot. No. 4; thence S. 1° 24' W. 28 poles, 2 links on the line of lot No. 4, and John Thomas, fraction to a stake from which an elm stump 18 in. in diameter bears S. 49° E. 9 links; thence S. 86° 33' W. 93 poles 15 links to a stake on the East bank of river from which a Sycamore, 38 inches in diameter bears N. 74° W. 24 1/2 links; thence down the river with the meanders thereof and binding thereon S. 16° E. 28 poles, 20 links S. 29 1/2 W. 25 poles 13 links; thence S. 89 3/4 E. 12 poles 9 links S. 26 1/4 E. 83 poles 27 links to the beginning. Containing 155.24 acres. The island West of the above and hereby intended to be conveyed, measures 39 2/3 poles longest dissection, and the shortest dissection 8 poles and containing 1.55 acres.

Excepting therefrom the following parcel of land commencing in the Scioto River at the North west corner of said Davidson farm, thence easterly with the North line of said farm a distance of 300 feet, more or less, to the center of the new County road; thence southerly with the center of said road, 270 feet; thence Westerly and

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parallel with the north line of said farm to the river; thence with the river northerly to the point of beginning, containing $\frac{1}{2}$ acre more or less, and including so much of the island in the river as lies west of this described parcel, (sold to Erwin, Jay and Zollinger, and now used as a fishing club resort; deed signed by Ben M. Putan and wife, Geo. W. Wilbur and wife, Hauty R. Jones and wife). Excepting, also, the following parcel of ground commencing in the Scioto River at the southwest corner of said Isaac Davidson farm; thence South $89^{\circ} 20'$ East with the south line of Lot No. 4 to the center of the river road as recently established and improved; thence northerly with the center of the said River Road, 920 feet; thence westerly at right angles, with the last named line to the West line of said Isaac Davidson's farm in said Scioto River; thence southerly with said river and with the meander thereof to the point of beginning, including so much of the island in said river as lies west of the parcel just described, and containing in all, 7.43 acres of land more or less, (sold to Hauty R. Jones, by deed October 30th 1915, signed by Geo. W. Wilbur and wife and Ben M. Putan and wife).

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you then and there this writ.

Witness my signature as Judge and ex officio Clerk of our said Probate Court, and the seal of said Court, at Marysville, Ohio, this 27th day of May, 1919. *Edward H. Porter, Probate Judge.*

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Return

To the Probate Court of Union County, Ohio.
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached.

Dated the 31st day of May, 1919.
Glen A. Putan, Plaintiff, Guardian etc.
by James Mc Campbell, his atty of Record.

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Oath of Appraisers

The State of Ohio Franklin County, ss.
We, the undersigned appraisers, do make solemn oath that we will upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us in pursuance of the foregoing order.

Albert Sharp, A. H. Sells, H. A. Erwin, Appraisers.

Sworn to before me, and signed in my presence, this 27th day of May, 1919.

F. D. Pinney, Notary Public

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Appraisers Return

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Order of Appraisement

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Appraisers Return.

Appraisers Return

In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises, therein described, we, the undersigned appraisers, estimate the value of said real estate at Twenty four hundred, and thirty eight and 5/100 (or One Hundred for. cent) - dollars, free from said down estate. Given under our hands, this 27th day of May, 1919. Albert Sharp, A. H. Dells, H. A. Evans, [appraisers]. Fees of appraisers \$5.00 per day each.

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Order Of appraisement

Order of Appraisement

The State of Ohio, Union County ss. Probate Court. To Glen A. Putan, Guardian of John Milton Putan a minor. Greeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Guardian of John Milton Putan a minor, are Plaintiff and John Milton Putan et al. are Defendants, you are commanded that by the oaths of William Chambers, Harry Maddox, and A. C. Sharp, judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate is situated, and upon actual view you cause a just valuation and appraisement to be made according to law, of the following described premises free from down therein, consisting of the undivided one sixth of the following described real-estate to wit: Situate in the County of Delaware, in the State of Ohio, and in the Township of Liberty, bounded and described as follows: Being a part of Lot No. 20 in the third quarter Township in the third Township in the 19th range United States Military land, beginning at the south-west corner thereof, thence with the West line of said lot to Mark Stargis's south west corner, supposed to be about 114 poles; thence east with Mark Stargis's south line 56 poles to a stone; thence parallel with the West line of said lot No. 20 to a line between Delaware and Franklin Counties; thence with said County line to the place of beginning, containing forty acres of land and bring the same premises conveyed to Rudolph Phenezer, by John and Mary Phipps by deed dated January 24th 1864. Also one other tract of land, situated in the County of Delaware, in the State of Ohio, and in the Township of Concord, and bounded and described as follows: Known as lot A. C. N. M., beginning at a stone on a post on the West bank of the Scioto River at Point "d" at north-east corner of said lot; thence south 81st west along the north line thereof and the County road, 146 24/100 rods to a stone in the center of the State Road at a Point "c"; thence south 20th east along center of said Road 37 7/10 rods to a post at Point "R"; thence 80th 42' east

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Final Record, Union County Probate Court

9144 along north line of Mariah White's lot. 15 2/3 rods to the north-east corner on the west bank of the Scioto River at a Point "m". thence north 29° 12'. west 38 1/10 rods to the place of beginning, containing 33 acres and 125 1/10 perches of land. Being the same premises sold to William Jackson by Frederick D. Merritt, Guardian of Robert A. White. You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you there and there this writ.

Witness my signature as Judge and Ex-officio Clerk of our said Probate Court, and the Seal of said Court, at Marysville, Ohio, this 27th day of May, 1919. Edward H. Porter, Probate Judge

Return.

9144 To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 31st day of May, 1919.
Glen A. Putnam, Plaintiff, Guardian &c. by James Mc Campbell, his atty. of Record.
Cath of Appraisers

9144 The State of Ohio, Delaware County, ss.
We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order of William Chambers, Harry Maddox, H.E. Sharp, appraisers, sworn to before me and signed in my presence, this 27th day of May, 1919.
Wm. V. Crist, Notary Public

9144 Appraisers' Return.
In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at \$7300.00 (for whole amount of land) or, for 1/6 more hundred and sixteen and 6/100 Dollars, free from taxes estate, given under our hands, this 27th day of May, 1919.
William Chambers, Harry Maddox, H.E. Sharp, Appraisers
Fees of appraisers, \$2- each per day-

9147 Journal Entry: Order Approving Appraisement and for Bond.
Probate Court Union County, Ohio.
Saturday, May 31- 1919
Glen A. Putnam, as Guardian of
John Milton Putnam
Plaintiff
vs
Wes Ward et al. Defendant
Order for Bond in sale of Land.
This day came the said Plaintiff by his attorney, and produced to the Court the report of Appraisement of lands in Delaware and Franklin Counties, respectively, herein made by William Chambers, Harry Maddox, and H.E. Sharp, of Delaware

9144 bond of the Court
9144 Guardian's Bond.
9144 Appl. to Probate Court
9144 Private sale of land

Final Record, Union County Probate Court

9144

County lands, and, Albert Sharp, A. B. Bello, and, H. A. Evans, of Franklin County lands in pursuance of former orders of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said Glen A. Rutan, as such Guardian pursuant to law, execute within ten days, to the State of Ohio, a bond with sufficient freehold sureties, to be approved by the Court, in the sum of Seventy three hundred and eleven and 10/100 dollars, conditioned according to law, and this cause is continued, Edward H. Porter, Probate Judge

9144

Guardian's Bond.

Know all men, by these presents, that Mr. Glen A. Rutan and, are held and firmly bound unto the State of Ohio, in the sum of Seventy three hundred and eleven Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators. Signed by us, and dated at Marysville, Ohio this --- day of June, 1919.

Guardian's Bond.

The condition of the above obligation is such, that whereas, the above bound Glen A. Rutan was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of John Milton Rutan, minor. And whereas, the said Glen A. Rutan, as such Guardian, has filed a petition in said Probate Court, asking an order for the sale of certain Real Estate of said Ward, described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Thirty six hundred and fifty five and 7/100 Dollars. And whereas, said Court, on the 31- day of May, 1919 made an order requiring said Guardian to execute a bond according to the Statute in such cases made and provided. Now, if the said Glen A. Rutan as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force. Glen A. Rutan, H. E. Conkright, Yoramaw C. Form-

This Bond approved in open Court, this 25- day of August 1919. *seals* Edward H. Porter Probate Judge

9144

Application To Sell Real Estate at Private Sale,

Probate Court, Union County, Ohio,

appl. To

Sell at

Private Sale

Glen A. Rutan, Guardian

of John Milton Rutan, minor

Plaintiff

v.

John Milton Rutan et al.

Defendants

Petition To Sell Real Estate

Application.

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Final Record, Union County Probate Court

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The said Plaintiff represents that it would be for the best interest of the said minor to sell the real estate described in the petition in this case at private sale. for the following reasons: Said real estate cannot be divided without material injury and the same can be advantageously sold by all the tenants in common to the advantage of each and all of them. And he therefore asks for an order authorizing him to sell said real estate at private sale. Glen A. Rutan. Edw. John Milton Rutan, minor.

9144

The State of Ohio, Union County, ss.

Oath

Glen A. Rutan, being duly sworn, says that the various matters set forth in the foregoing Application are true, as he verily believes. Glen A. Rutan.

Sworn to before me and signed in my presence, this 27th day of August 1919. Edward H. Porter, Probate Judge

9144

Affidavit of Disinterested Persons.

The State of Ohio, Union County, ss.

Affidavit of Disinterested Persons.

George W. Wilbur and G. J. Reams, being duly sworn, say that they know the facts set forth in the Application to which this affidavit is attached; that they have no interest whatever in the matter therein referred to, and that it will be more for the interest of the said John Milton Rutan to sell said real estate at private sale than at public sale, as they verily believe.

Geo. W. Wilbur. G. J. Reams.

Sworn to before me and signed in my presence, this 27th day of August 1919. W. F. Brodrick, Notary Public.

9144

Journal Entry: Orders Approving Bond for Private Sale.

Probate Court, Union County, Ohio.

Glen A. Rutan, Guardian of John Milton Rutan, minor Plaintiff

August 27th 1919
Petition to Sell Real Estate

John Milton Rutan, et al. Defendants.

Order of Sale

This day this cause came on further to be heard, and it appearing to the Court, that the said Glen A. Rutan, as Guardian of John Milton Rutan the plaintiff above named has given bond as heretofore ordered, in the sum of Seven thousand Three hundred and eleven dollars with H. E. Hombright, and Norman L. Brown, freeholders as sureties, it is ordered that said bond be and hereby is approved. And it being made to appear to the Court, upon satisfactory evidence, that it would be more for the interest of said minor to sell the real estate described

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Final Record, Union County Probate Court

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in the petition at private sale. It is therefore further ordered that said Glen A. Putnam, as such Guardian proceed to sell said real estate free from the dower of Jennie O. Putnam, at private sale, for not less than the appraised value thereof on the following terms, to wit: one-third cash in hand on day of sale, one-third in one year, and one-third in two years from day of sale; deferred payments to be secured by mortgage on the premises sold and to bear interest from the day of sale, payable annually. And said petitioner is ordered to make return to this Court immediately after such sale is made, and this course is continued.

Edward H. Potter, Probate Judge.

9144

Order of Sale.

The State of Ohio, Union County, ss. Probate Judge,
To Glen A. Putnam, Guardian of John Milton Putnam, Heir at Law;
In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, No. 9144 now pending in said Court, wherein you as Guardian of John Milton Putnam, are Plaintiff and your Ward et al, are Defendants, you are

Order of Sale.

Commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free from the dower of Jennie O. Putnam, widow of Ben M. Putnam deceased, the undivided one-sixth interest in the following described premises, to wit:

First tract: Situated in the County of Franklin, in the State of Ohio, and in the Township of Perry, and bounded and described as follows: all that certain tract or parcel of land known as the home farm of the late Isaac Davidson containing 155.25 acres, according to Jesse Beaufort's survey made October 23-1852, the same being a part of Section 2, Township 2, Range 17, U. S. M. Lands, in the Township of Perry, Beginning at a stake in the East bank of Swifts River from which two Sugar trees 18 inches in diameter bears S. 21° N. 102 links; Thence S. 79° 35' E. with south line of lot No. 4, 124 poles 7 links to a stake from which a beech 16 inches in diameter bears N. 20° 24 links south East corner of lot No. 4; Thence N. 1° E. 164 poles 23 links to a stake from which a beech 17 inches in diameter bears S. 42° E. five links North east corner lot 4; Thence N. 89° 12 1/2' N. 101 poles, 14 links to a stake from which a hickory stump 24 in. in diameter bears S. 72° N. 24 links North west corner of lot No. 4. Thence S. 1° 24' N. 28 poles 2 links on the line of lot No. 4, and John Thomas' fraction to a stake from which an elm stump 1 1/2 in. in diameter bears S. 49° E. 9 links; Thence S. 86° 33' N. 93 poles 15 links to a stake on East bank.

Final Record, Union County Probate Court

9144

of river from which a cypress 38 inches in diameter bears N. 74° W. 24 1/2 links thence down the river with the meanders thereof and binding them S. 16° E. 28 poles. 20 links. S. 29 1/2° E. 25 poles 13 links: thence S. 59 3/4° E. 12 poles. 9 links S. 26 1/4° E. 83 poles 22 links to the beginning containing 15.5: 24 acres. The island West of the above and hereby intended to be conveyed, measures 39 2/3 poles largest dissection, and the shortest dissection 8 poles and containing 1.55 acres.

Excepting therefrom the following parcel of land commencing in the Scioto River at the North west corner of said Davidson farm, thence easterly with the North line of said farm a distance of 300 feet more or less, to the center of the new County road: thence southerly with the center of said road 270 feet: thence westerly and parallel with the North line of said farm to the river: thence with the river northerly to the point of beginning, containing 1 1/2 acres, more or less, and including so much of the island in the river as lies West of this described parcel.

Order of Sale

(sold to Evans, Toy and Zollinger and now used as a fishing club resort: deed signed by Ben M. Putan and wife, Geo. M. Wilbur and wife, Hanby R. Jones and wife).

Excepting, also, the following parcel of ground commencing in the Scioto River at the south west corner of said Isaac D. Davidson farm: thence South 59° 20' East with the South line of Lot No. 4 to the center of the River Road as recently established and improved: thence northerly with the center of the said River Road 920 feet: thence westerly at right angles with the last named line to the West line of said Isaac Davidson farm in said Scioto River: thence southerly with said river and with the meanders thereof to the point of beginning, including so much of the island in said river as lies West of the parcel just described, and containing in all 7.43 acres of land more or less (sold to Hanby R. Jones, by deed dated October 30th 1915: signed by Geo. M. Wilbur and wife and Ben M. Putan and wife)

Second tract: Situated in the County of Delaware, in the State of Ohio, and in the Township of Liberty, bounded and described as follows: Being a part of lot No. 20 in the third quarter township in the third Township in the 12th range N. S. M. Lands beginning at the Southwest corner thereof: thence with the West line of said lot to Mark Starger's Southwest corner, supposed to be about 114 poles: thence East with Mark Starger's South line 56 poles to a stone: thence parallel with the West line of said lot No. 20 to a line between Delaware and Franklin Counties: thence with said County line to the place of beginning, containing 40 acres of land. Being the same premises conveyed to Rudolph Phenegeter by John and Mary Phipps, by deed dated January 24th 1864.

Said sale to be upon the following terms: One-third Cash in hand, on day of sale: One-third in one year.

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Final Record, Union County Probate Court

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and the remaining one-third in two years from day of sale. The deferred payments to be secured by mortgage on the premises, and to bear interest from the day of sale, payable annually. You will make return of your proceedings to this Court, forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 27th day of August A.D. 1919

Eduard W. Porter, Probate Judge

9144

Return

To the Probate Court of Union County, Ohio.

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 27th day of August, 1919.

Glen A. Rutan, Edu. of John Milton Rutan, minor

9144

Report of Sale

In obedience to the within order, I sold said premises on the 27th day of August, A.D. 1919 to Marion Hilcox, for the sum of three thousand, two hundred and four and 5/100 Dollars, said sum being not less than the appraised value of the same. Glen A. Rutan, Edu. of John Milton Rutan.

Dated the 27th day of August, A.D. 1919.

9144

Oath

The State of Ohio, Union County, ss.

The above named, Glen A. Rutan, Guardian of John Milton Rutan, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

Glen A. Rutan.

Known to before me and signed in my presence this 27th day of August, A.D. 1919.

Eduard W. Porter, Probate Judge

9144

Orders Approving and Confirming Sale

Journal Entry: Orders Approving and Confirming Sale, etc. Probate Court, Union County, Ohio.

Glen A. Rutan, Edu. of John Milton Rutan, Plaintiff	August 27 - 1919
John Milton Rutan, minor, Defendants	Petition to Sell Real Estate.
	Orders Approving and Confirming Sale.

This day this cause coming to to be heard on the return of Glen A. Rutan, Guardian of the estate of John Milton Rutan, minor, of his proceedings and sale under the former order of this Court; the Court having carefully examined said return, and being satisfied that such sale has in all respects been regularly and legally made.

It is ordered that the same be and hereby is approved and confirmed; and it is further ordered

Final Record, Union County Probate Court

9144 said Glen A. Putnam as such Guardian make to the purchaser Marion Wilcox a good and sufficient deed for the premises so sold, and this cause is continued as to the "Third Tract" described in the petition, and as to all other matters not disposed of.

Edward H. Porter Probate Judge

9144 Order Of Sale
The State of Ohio, Union County, ss. Probate Court,

Order of
To Glen A. Putnam Guardian of John Milton Putnam, Greeting:
In obedience to an order and decree of the Probate Court, made within and for said County, made this day, in a certain cause No. 9144, now pending in said Court, wherein you as Guardian of John Milton Putnam are Plaintiff and your Ward et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free from the dower of Jennie O. Putnam, widow of Ben W. Putnam, deceased, the following described premises, to wit: Bring the undivided one-sixth of the following described real estate, to wit: - Situated in the County of Delaware, in the State of Ohio, and in the Township of Concord, and bounded and described as follows: Know as lot A. B. C. D. Beginning at a stone on a post on the West bank of the Scioto River at Point "a" at North-east corner of said lot: thence South 81° West along the North line thereof, and County road, 146 ²⁴/₁₀₀ rods to a stone in the center of the state road at a Point "b"; thence South 20° East along center of said road, 37 ¹¹⁰/₁₀₀ rods to a post at Point "c"; thence 80° 42' East along North line of Marietta Whiles lot 15 ²/₁₀₀ rods to the North east corner on the West bank of the Scioto River at a Point "d"; thence North 24 ¹/₂° West 38 ¹¹⁰/₁₀₀ rods to the place of beginning, containing 33 acres and 125 ¹¹⁰/₁₀₀ perches of land, more or less. Said sale to be private and to be upon the following terms: One third cash in hand on day of sale; one third in one year, and the remaining one third in two years from day of sale. The deferred payments to be secured by mortgages on the premises and to bear interest from the day of sale, payable annually. You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Mansville, Ohio, this 25th day of September A. D. 1919. ^{Wm} Edward H. Porter, Probate Judge

9144 Return
To the Probate Court of Union County, Ohio.
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated October 3-1919.
Glen A. Putnam, Guardian
of John Milton Putnam, Minor.

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Final Record, Union County Probate Court

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Report of Sale

In obedience to the within order, I sold said premises on the 3rd day of October A. D. 1919 to B. E. Merchant for the sum of Six hundred and eighty seven and 5/100 dollars, said sum being more than the appraised value of the same.

Report

Glen A. Putan, Edu. of the estate of John Milton Putan, minor

of

Dated the 3rd day of October, 1919.

The State of Ohio: Union County ss.

The above named Glen A. Putan Guardian of the estate of John Milton Putan, a minor, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

Glen A. Putan

Sworn to before me and signed in my presence, this 3rd day of October A. D. 1919. Edward H. Porter, Probate Judge.

9144

Journal Entry:

Probate Court, Union County, Ohio.

Order approving and confirming sale

Glen A. Putan, Edu. of John Milton Putan, Minor, Plaintiff.

Orders Approving and Confirming Sale.

v.

John Milton Putan, et al. Defendants.

This day this cause coming on to be heard on the return of Glen A. Putan, as Guardian of John Milton Putan, Minor of his proceeding and sale under the former order of this Court; the Court having carefully examined said return, and being satisfied that such sale has in all respects been regularly and legally made. It is ordered that the same be and hereby is approved and confirmed; and it is further ordered that said Glen A. Putan as such Guardian make to the purchaser, B. E. Merchant a good and sufficient deed for the premises so sold. Bring the third tract as described in the plaintiffs petition herein. It is further ordered that this proceeding be continued as to distribution.

Edward H. Porter, Probate Judge.

Final Record, Union County Probate Court

9635-
Filed
July 30th 1921

In the matter of
The Estate of
Joseph M. New, Deceased.

Petition to Sell Personal Property
Probate Court, Union County, Ohio.
No. 9635 Petition to Sell Personal Property
Petition.

To The Judge of said Court:
The undersigned, respectfully represents that he is the duly appointed and qualified administrator of the estate of Joseph M. New, deceased, late of said County; that the personal property of said estate has been duly appraised, and the inventory and appraisement thereof filed in said Court, your petitioner makes application for authority to sell at private sale, as provided by law, and upon such terms as the Court may order, the following personal property of said estate, as described in said inventory and appraisement, to wit:

Odd lots second grade corn	\$ 7.50
Old tools	3.00
20 tons hay at \$5.00	100.00

Said authority is asked for the following reasons:
1. Because the quantity of personal property is too small to justify the expense of a public sale.
2. Because the administrator herein has the opportunity to sell said personal property at the appraisement, by private sale.
Charles D. Webb, Administrator

The State of Ohio Union County,
Chas. D. Webb, admn. being duly sworn, says that the facts stated in the foregoing petition are true, as he verily believes.
Chas. D. Webb.
Done at my office and signed in my presence, this 30 day of July, 1921,
Edward H. Potter, Notary Public, Union Co., O.

9635-

Journal Entry:
In the matter of
The Estate of
Joseph M. New, Deceased.

Probate Court, Union County, Ohio,
July 30th 1921,
Petition to Sell Personal Property
Orders of sale - etc.

This day this cause came on to be heard upon the petition herein filed and the testimony, and the Court being fully advised in the premises finds that the statements and allegations in said petition are true, and that the property therein described ought to be sold as prayed for, and the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at private sale, it is therefore ordered that Charles D. Webb, as administrator of said estate of Joseph M. New, deceased, proceed to sell said personal property at private sale for not less than the appraised value thereof.

It is further ordered that said sale be made upon the following terms, to wit: Cash in hand at time of sale.
It is further ordered that said administrator make

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Final Record, Union County Probate Court

9635- return of his proceedings herein. within 90 days from this date, and forthwith after such sale is made. and this cause is continued. W. H. Busted Probate Judge.

9635- Order of Sale, Personal Property, Probate Court, Union County, Ohio, No. 9635 Petition To Sell Personal Property, Order of Sale.

Order of Sale

In the matter of the Estate of Joseph M. Neer, deceased.

To Charles D. Webb, admr. of the estate of Joseph M. Neer, Decd. In obedience to an order and decree of The Probate Court, within and for said County, made this day, in the matter of said estate, you are hereby authorized and required according to law to sell, at Private Sale, at not less than the appraised value thereof, the following goods and chattels belonging to said Joseph M. Neer, deceased, to wit:

2 tons Hay	\$ 100.00
Wagon	7.50
Junk	3.00

Said sale to be upon the following terms: cash in hand, at time of sale. you will return this order within 3 months from this date, and forthwith upon the execution of the same, together with your report thereon endorsed.

Witness my hand, and the seal of said Court this 30th day of July, 1921. W. H. Busted, Probate Judge.

9635- Return

Return

Probate Court, Union County, Ohio, Petition To Sell Personal Property, Report of Sale.

In the matter of the Estate of Joseph M. Neer, Deceased, The undersigned Charles D. Webb, Admr. of the estate of Joseph M. Neer, deceased, says that in obedience to the order of said Court hereto attached, he sold said personal property, commencing on the 30th day of July, 1921, and closing on the 18th day of August 1921 for the sum of One Hundred, sixty eight and 1/2⁰⁰ Dollars (\$168.13) said sum being more than the appraised value of the same.

A detailed Bill of said Sales is hereto attached, Dated this 13th day of September 1921.

Chas. D. Webb, Admr.

9635- Bill of Sale

Bill of Sale	Bill of Sale	sold to	
Old lot second grade corn	87.00	Peter St. Pleasant	7.50
Old tools	3.00	R. H. Watson	3.00
2 tons Hay	100.00	Isaac M. Craske	157.63

The State of Ohio, Union County ss.

Charles D. Webb, Admr. of the estate of Joseph M. Neer, deceased, being duly sworn, says that the foregoing

Final Record, Union County Probate Court

9635

report is in all respects true and correct, that such sale has been made after diligent endeavor to obtain the best price for the property, and that the sale reported is for the highest price he could get for the property. Chas. D. Webb, Admr. sworn to before me, and signed in my presence. This 13th day of Sept. 1921. Edward W. Postler, Notary Public, Union Co., Ohio.

9635-

Journal Entry

Entry

In the matter of the estate of Joseph M. Herr, deceased.

Probate Court, Union County, Ohio, September 13th 1921. Order approving and confirming sale.

This day this cause came on to be heard on the report of Charles D. Webb, admr. of the estate of Joseph M. Herr, dec'd, of his proceedings under the former order of this court: The court having carefully examined said report, and being satisfied that said sale has in all respects been regular and legal. It is ordered that the same be and hereby is approved, and confirmed. It is further ordered that this proceeding be recorded, and that said admr. pay the costs herein taxed at \$ --- within ten days. W. H. Hunsaid, Probate Judge

9392

Filed April 26th 1920

Guardian's Petition To Sell Real Estate. Benjamin F. Beem, Guardian of Roy Beem and Robert Conroy, minors. Plaintiff. vs. Fannie B. Conroy, and Fannie B. Conroy, admrs of the estate of William B. Conroy, deceased. Defendants.

Probate Court, Union County, Ohio, No. 9392. Petition To Sell Real Estate.

The Plaintiff represents that he is the duly appointed and qualified Guardian of Roy Beem Conroy and Robert Conroy of the ages of 14 and 16 years, and residing within the County of Union at Richmond, Ohio. That the said wards are the owner in fee simple of the following described real estate, situated in the County of Union, State of Ohio, and in the Village of Richmond, to wit: Being all of Lot No. 62 and 11 feet front by 80 feet deep off the north side of lot No. 63, as the same is designated and described on the recorded plat of said Village in the County Recorder's office at Marysville, Ohio. Excepting therefrom four (4) feet front by twenty (20) feet deep off the south side of the said 11 foot strip which was formerly sold by L. C. Beem and wife to B. P. Hall by deed dated September 3rd 1901 for the purpose of erecting and maintaining a stairway, and subject to the conditions in that deed of conveyance.

9392

Petition

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Order on

Fixing Time for Hearing and for Notice

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Final Record, Union County Probate Court

9292

Said real estate is worth annuity - nothing as to rent. That said Plaintiff has received -- rents from -- the real estate of his ward, nothing, the said premises being a vacant lot excavated for building purposes.

That the said real estate came to his said wards by descent from their father W. H. Conroy deceased, and that the defendant Fannie B. Conroy now 71 years of age is the widow of the said W. H. Conroy deceased, and as such widow is entitled to a dower in the said real estate.

That the plaintiff believes it will be for the best interest of the said wards to sell the said real estate and reinvest the money arising therefrom either in State or U. S. Bonds, or in loans upon first mortgage securities, according to law.

That the sale of said real estate was appraised in the year 1917 for \$2500.00 by the appraisers of the estate of the said W. H. Conroy deceased, which is a fair and reasonable valuation, and that the plaintiff now has an opportunity to sell the said real estate for its appraised value.

That the defendant Fannie Conroy mother of the said wards has the next estate of inheritance in the said real estate, in the case of the death of the said wards. The Plaintiff therefore prays that said Fannie B. Conroy and Fannie B. Conroy, administratrix, and Roy Conroy and Robert Conroy may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinafter proposed, and for other proper relief.

Benjamin F. Beem, Guardian of Roy Beem Conroy and Robert Conroy.

Petition

9392

The State of Ohio, Union County, ss.

Benjamin F. Beem, being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes.

Benjamin F. Beem

Done to before me, and signed in my presence, this 22-day of April, 1920.

S. H. Van Winkle Notary Public

9392

Orders on Fixing Time of Hearing and for Notice

Journal Entry: Orders Fixing Time of Hearing and for Notice Probate Court, Union County, Ohio.

April 26-1920

Benjamin F. Beem Guardian of Roy Beem Conroy and Robert Conroy vs. Plaintiffs

His Wards et al. Defendants. Order for Notice

This day Benjamin F. Beem Guardian of Roy Beem Conroy and Robert Conroy, minors, appeared in open Court, and filed his petition duly verified, asking for the sale of real estate therein described, belonging to his said wards, Roy Beem Conroy and Robert Conroy. It is

such sale the best price the highest Adm'r His 13 day Union Co. O.

The report of new decid. Court: the and being from and after ordered proceeding review stated late Judge

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pointed and st Conroy line side of lot described on Recorder's four (4) feet of the R. C. Beem 1901 for airway and payment.

Final Record, Union County Probate Court

9392

further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said Roy Beem Conroy and Robert Conroy his wards and to Fannie B. Conroy, and Fannie B. Conroy as admr. of the estate of William B. Conroy, deceased, all persons entitled to the next estate of inheritance in such real estate. Defendants: in writing to be served upon them personally, and by leaving copies thereof at the usual place of residence of each of them who can not be served personally, three days before said day of hearing, and this cause is continued.

Eduard W. Porter, Probate Judge,
Summons,
Probate Court.

9392

The State of Ohio, Union County ss.

Summons

To S. W. Van Winkle, of Union County, Greeting:
You are commanded to notify Fannie B. Conroy; Fannie B. Conroy, as mother of Roy Beem Conroy, and Robert Conroy, both minors; and Fannie B. Conroy, as administratrix of the estate of W. B. Conroy, deceased, and Roy Beem Conroy and Robert Conroy, both minors, making service of this summons upon them and also, if either of them can be found, upon their guardian or their father, or, if neither their guardian nor their father can be found, then upon their mother, or the person having the care of such infants, or with whom they live, that they have been sued by Benjamin S. Beem, as guardian of Roy Beem Conroy, and Robert Conroy in the Probate Court of Union County, and that unless they answer by the 30th day of April, 1920, the petition of said Plaintiff against them filed in said Court, such petition will be taken as true and judgment rendered accordingly. you will make due return of this summons, on the 30th day of April, 1920.

Witness my hand and the seal of said Court, this 26th day of April, 1920. *Eduard W. Porter, Probate Judge*

9392

The State of Ohio, Union County ss.

I, S. W. Van Winkle being duly sworn, say that I served this writ by delivering a copy thereof with the endorsements thereon personally to the mothers named defendants, on the days hereafter named, viz: April 26th 1920, to Fannie B. Conroy, Fannie B. Conroy admr. etc. and also as to the mother named minor defendants, April 26th 1920 to Fannie B. Conroy the mother of such infants, Roy Beem Conroy, and Robert Conroy their father being dead, and to each of the wards Roy Beem Conroy and Robert Conroy, individually. S. W. Van Winkle.

Sworn to before me, and signed in my presence, this 30th day of April 1920. *Eduard W. Porter*
Probate Judge

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Final Record, Union County Probate Court

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Application appointment of Guardian ad litem,
In the Probate Court, Union County, Ohio
no. 9392

Benjamin F. Beem, Guardian
of Roy Beem Conroy and
Robert Conroy, minors. Plaintiff.

application for appointment
Guardian ad litem.

Roy Beem Conroy, minor et al.
Defendants.

Now comes the plaintiff by his attorney S. W. Van Winkle, and
moves the Court for the appointment of a Guardian ad
litem for the said Roy Beem Conroy, and Robt. Conroy
minors, and that L. J. McCoy be appointed said Guardian.
S. W. Van Winkle Atty for Plaintiff.

9392

Entry.

Probate Court Union County, Ohio

Benjamin F. Beem, Exr. et al.
Plaintiff.

no. 9392

entry.

Roy Beem Conroy et al. Defendants.

This cause coming on to be heard this day, and it ap-
pearing that Roy Beem Conroy, and Robert Conroy, minors
defendants have been duly and legally served, with
process, the Court on motion of S. W. Van Winkle, counsel for
plaintiff hereby appoint L. J. McCoy, guardian ad litem
of said minor defendants and thereupon the said L. J.
McCoy appearing in open Court accepts such appointment.
Edward H. Porter, Probate Judge.

9392

Answer of Guardian ad litem

Probate Court, Union County, Ohio

Answering
Guardian
ad litem

Benjamin F. Beem, Exr. et al.
Plaintiff.

No. 9392

Roy Beem Conroy, and Robert Conroy, et al. Defendants.

Answer of Guardian ad litem.

Now comes L. J. McCoy, guardian of Roy Beem Conroy, and
Robert Conroy, minors defendants, and for answer denies
all the allegations in the petition contained prejudicial
to said minor defendants, and, prays the Court to protect
their rights in this case, and, for such other and further
relief as may just.
L. J. McCoy.

State of Ohio, Union County.

L. J. McCoy being first duly sworn, says that the state-
ments made in the foregoing pleading are true and
verily believe.
L. J. McCoy.

Subscribed and sworn to before me a Notary Public,
this 30th day of April, 1920.

S. W. Van Winkle, Notary Public

Answer of Widow

In the Probate Court of Union Co., Ohio.

9392

Final Record, Union County Probate Court

9392 Benjamin F. Beem, Guardian of
Roy Beem County and
Robert County Minors. Plaintiff
vs.

No. 9392
Answer of Widow.

Proceedings to Sell Real Estate.

Her heirs, et al. Defendants.

Answer
of
Widow

and now comes Fannie B. Conroy, one of the defendants in the above entitled cause and voluntarily enters her appearance herein and for her answer to the petition in this filed, says: that she is the widow of said William B. Conroy, deceased, and, as such is entitled to dower in the premises described in said petition; that her age is forty-three years; that she consents to the sale of the real estate of said decedent as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds, or in rents and profits; and asks the Court that said premises may be sold free from her dower estate therein and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such sale, as the Court may deem reasonable. Fannie B. Conroy
The State of Ohio, Union County.

Fannie B. Conroy, being duly sworn, makes oath that the facts stated in the foregoing answer are as she believes true.
Fannie B. Conroy

Sworn to by said Fannie B. Conroy before me, and signed by her in my presence, this 30th day of April, A.D. 1920.

Application To Sell Real Estate at Private Sale,
Probate Court, Union County, Ohio.

9392 Benjamin F. Beem, Guardian of
Roy Beem County and Robert County
Minors. Plaintiff
vs.

No. 9392

Petition To Sell Real Estate
application

His said wards, et al. Defendants.

The said Plaintiff represents that it would be for the best interest of the said wards to sell the real estate described in this case, at private sale, for the following reasons:

- First It will save the cost of advertising
- Second. It can be sold at private sale for more than the appraised value.
- Third. A purchaser has already been secured who will give more than the appraised value.

and he therefore asks for an order authorizing him to sell said real estate at private sale.

Benjamin F. Beem, Guardian of
Roy Beem County and Robert County,
The State of Ohio, Union County ss.

9392

Benjamin F. Beem, being duly sworn, says that the various matters set forth in the foregoing Application are true as he verily believes.

Benjamin F. Beem,

Sworn to before me, and signed in my presence, this 30th

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Affidavit

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Final Record, Union County Probate Court

9392

day of April, 1920. ^{Seal} Edward H. Porter, Probate Judge

9392

Affidavit of Disinterested Person.

The State of Ohio, Union County, ss.

Affidavit

P. H. Perry, D. L. Pritchard, W. L. Mapes, being duly sworn,

Disinterested Person.

says that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matter therein referred to, and that it will be more for the interest of the said Roy Bem Conroy and Robert Conroy, minor, to sell said real estate at private sale than at public sale, as they verily believe, P. H. Perry, D. L. Pritchard, W. L. Mapes,

born to before me and signed in my presence, this 30 day of April, 1920. ^{Seal} Edward H. Porter, Probate Judge

9392

Journal Entry: Order on hearing for Private sale -

Order on hearing for Private sale -

Probate Court, April 30th 1920.

Benjamin F. Bem, Guardian,

Petitioner to sell Real Estate

of Roy Bem Conroy, and

Robert Conroy, minor Plaintiff.

Order of sale, etc.

Wesley Wards, et al, Defendants

This day this cause came on to be heard upon the petition, evidence and testimony and the court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process and have voluntarily entered their appearance herein, and are now properly before the court, that the statements and allegations in said petition are true, that said William W. Conroy deceased, did leave an undivided interest to down in the estate to be sold, who has this day filed her answer, setting up her age, married rights by metes and bounds, consented to said sale, and that her interest be given her in money, and an appraisement of such estate is contained in the inventory of said William W. Conroy deceased. It is ordered that another appraisement be and hereby is dispensed with, and the court being satisfied that it is necessary to sell the real estate of said Wards, described in the petition, to pay his debts, and it being made to appear to the court upon satisfactory evidence, that it would be more for the interest of said Wards to sell the real estate described in the petition at private sale.

It is therefore further ordered that said Benjamin F. Bem as such Guardian proceed to sell said real estate, free of down, at private sale for not less than the appraised value thereof, on the following terms, to wit, \$500.00 cash in hand on day of sale, balance in hand on day of sale, balance in four equal annual payments, evidenced by promissory notes at 6%

Final Record, Union County Probate Court

9392 and secured by first mortgage, interest payable annually, and said petition is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

Eduard W. Porter, Probate Judge.

9392 Journal Entry: Benjamin F. Beem, Guardian of Roy Beem Conroy, minor, Plaintiff vs. His said Heirs, et al. Defendants.

Probate Court, Union County, Ohio,

April 30th 1921.

Petition To Sell Real Estate

Order for Bond.

This day came the said Plaintiff, by his attorney, It is ordered that said Benjamin F. Beem, as such Guardian execute within 1 day, to the State of Ohio, a bond with sufficient freehold sureties, to be approved by this Court, in the sum of Five Thousand (\$5,000⁰⁰) Dollars, conditioned according to law, and this cause is continued.

Eduard W. Porter, Probate Judge.

9392

Bond.

Know all men by these Presents, That Mr. Benjamin F. Beem, Louis G. Beem, and Evan T. Jones, are held and firmly bound unto the State of Ohio, in the sum of Five thousand (\$5000⁰⁰) Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators. Signed by us and dated at Marysville, Ohio, this 30th day of April, 1920.

Bond.

The condition of the above obligation is such, that whereas the above bound Benjamin F. Beem, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of Roy Beem Conroy, and Robert Conroy, minor, and whereas the said Benjamin F. Beem as such Guardian has filed a petition in said Probate Court asking an order for the sale of certain real estate of said Ward, described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Twenty five Hundred Dollars, and whereas said Court on the 30th day of April, 1920, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided. Now, if the said Benjamin F. Beem, as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

Benjamin F. Beem, Louis G. Beem, Evan T. Jones,

This bond approved in open Court, this 30th day of April 1920. Eduard W. Porter Probate Judge.

9392

Journal Entry: Orders approving Bond for Private Sales, etc. Probate Court, Union County, Ohio.

9392

Benjamin F. Beem, Guardian of Roy Beem Conroy, minor, Plaintiff vs. His said Heirs, et al. Defendants. Order for Bond. This day came the said Plaintiff, by his attorney, It is ordered that said Benjamin F. Beem, as such Guardian execute within 1 day, to the State of Ohio, a bond with sufficient freehold sureties, to be approved by this Court, in the sum of Five Thousand (\$5,000⁰⁰) Dollars, conditioned according to law, and this cause is continued. Eduard W. Porter, Probate Judge. Bond. Know all men by these Presents, That Mr. Benjamin F. Beem, Louis G. Beem, and Evan T. Jones, are held and firmly bound unto the State of Ohio, in the sum of Five thousand (\$5000⁰⁰) Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators. Signed by us and dated at Marysville, Ohio, this 30th day of April, 1920. The condition of the above obligation is such, that whereas the above bound Benjamin F. Beem, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of Roy Beem Conroy, and Robert Conroy, minor, and whereas the said Benjamin F. Beem as such Guardian has filed a petition in said Probate Court asking an order for the sale of certain real estate of said Ward, described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Twenty five Hundred Dollars, and whereas said Court on the 30th day of April, 1920, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided. Now, if the said Benjamin F. Beem, as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force. Benjamin F. Beem, Louis G. Beem, Evan T. Jones, This bond approved in open Court, this 30th day of April 1920. Eduard W. Porter Probate Judge. Journal Entry: Orders approving Bond for Private Sales, etc. Probate Court, Union County, Ohio.

Final Record, Union County Probate Court

9392 Benjamin F. Beem, Guardian
 of Roy Beem Courby, and
 Robert Courby, minors,
 v. Plaintiff
 His Wards, et al. Defendants. Order of Sale, etc.

April, 30th 1920.
 Petition to Sell Real Estate.

This day this cause came on further to be heard, and it appearing to the Court that the said Benjamin F. Beem as Guardian, the plaintiff above named has given bond as heretofore ordered, in the sum of Five thousand (\$5000) Dollars, with L. C. Beem, and Evan T. Jones, freeholders as sureties, it is ordered that said bond be and hereby is approved, and it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said Wards to sell the real estate described in the petition at private sale. It is therefore further ordered that said Benjamin F. Beem, as such Guardian proceed to sell said real estate, free of power of Fannie B. Courby, at private sale, for not less than the appraised value thereof, on the following terms to-wit: Cash in hand on day of sale, and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

E. H. Porter, Probate Judge

9392 Order of Sale.

The State of Ohio, Union County, Probate Court,
 to Benjamin F. Beem, Guardian of Roy Beem Courby,
 minors, and Robert Courby, minors, all Plaintiffs,
 and His Wards, et al. Defendants:

In obedience to an order and decree of the Probate Court, within and for said County, made on the 30th day of April 1920, in a certain cause, No. 9392, now pending in said Court, wherein you as Guardian of Roy Beem Courby and Robert Courby, minors, are Plaintiff and your Wards et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free from the power of Fannie B. Courby widow of H. H. Courby, deceased, the following described premises, to-wit: Situate in the County of Union, State of Ohio, and in the Village of Richmond, to-wit: Being all of Lot No. 62, and 11 feet front by 10 feet deep off the north side of Lot No. 63 as the same is designated and described on the recorded plat of said Village, in the County Recorder's office at Marysville, Ohio. Excepting therefrom four (4) feet front by twenty (20) feet deep, off the south side of the said 11 foot strip which was formerly sold by L. C. Beem and wife to B. P. Beem by deed dated September 3rd 1904, for the purpose of erecting and maintaining a stairway, and subject to the conditions in that deed of conveyance.

Said sale to be for the power of said Fannie B. Courby.

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Final Record, Union County Probate Court

9392 as aforesaid, and to be upon the following terms: Five Hundred Cash in hand on day of sale; and the balance in five equal annual payments, evidenced by promissory notes bearing 6% interest and secured by first mortgages upon the said premises, interest payable annually. You will make return of your proceedings to this Court within sixty days from the date hereof and have you then and there this writ. Witness my signature and the seal of said Probate Court, at Marysville Ohio, this 30th day of April, 1920. Edward H. Potter, Probate Judge

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Oct. 12 "1920 E.P.

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Return

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To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 9th day of April, 1921.
Benjamin F. Beem, Guardian

Report of Sale

Report of Sale

In obedience to the within order, I sold said premises on the 3rd day of May, 1920 to Robert C. Rosbrook for the sum of twenty-five hundred (\$2500.00) Dollars, said sum being more than the appraised value of the same.
Benjamin F. Beem, Guardian of Roy Beem County and Robert County, Minors.
Dated the 9th day of April, 1921.
The State of Ohio, Union County, ss.

The above named Benjamin F. Beem, Guardian of Roy Beem County and Robert County, minors, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property and that said sale is for the highest price he could get for said property. Benjamin F. Beem.

Done to before me and signed in my presence, this 9th day of April, 1921.
Arthur Flecker, Notary Public

9392

Journal Entry:

Order approving and confirming Sale

Benjamin F. Beem, Guardian of Roy Beem County and Robert County, minors, Plaintiff
vs.
Probate Court, Union County, Ohio.
April 9th 1921.
Petition to Sell Real Estate.

This said Wards, et al. Defendant. Order approving and confirming Sale.
This day this cause coming on to be heard on the return of Benjamin F. Beem, Guardian of Roy Beem County and Robert County, minors, of his proceedings and sale under the former order of this Court; the Court having carefully examined said return, and being satisfied that such sale has in all respects been regularly and legally made.

It is ordered that the same be and hereby is approved, and confirmed; and it is further ordered that said Benjamin F. Beem as such Guardian make to the purchaser Robert C. Rosbrook a good and sufficient deed for the premises so sold. It is further ordered that this proceeding be recorded, and that said

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Final Record, Union County Probate Court

9392 Benjamin F. Beem pay the costs herein taxed at \$ - -
within ten days. H. B. Busted Probate Judge.

9483 Petition for Sale of Real Estate to Pay Debts.
Files Probate Court, Union County, Ohio.
Oct. 12 - 1920 E. P. Rogers, administrator

John L. Longberry
attorney

of the estate of
Nancy M. Rogers, deceased.
-vs- Plaintiff
Margen Painter - unmarried,
J. W. Green,
Nora Green, unmarried,
James G. Battiford, and
L. P. Battiford, her husband,
Paul Lemert,
Mary Lemert,
John W. C. Lemert, unmarried,
Thomas Lemert, Cullen,
Charles W. Green,
William S. Ervin, and
Elsie L. Ervin, his wife,
Sarah C. Parkinson
John S. Green, and Lulu Green,
his wife and George W. Cullen,
The foregoing being all the heirs
and legal representatives of
Nancy M. Rogers, deceased.
Defendants,

No. 9483
Civil action

Petition to
sell Real Estate

Petition

Petition

The Plaintiff represents that he is the duly appointed
and qualified administrator of the estate of Nancy M.
Rogers, late of Marysville, Union County, Ohio, deceased;
that the amount of debts due from the deceased
is Four Hundred (\$400.00) Dollars, so near as can be
ascertained that the charges of administration of said
estate will amount to about One Hundred (\$100.00) Dollars;
and that the total value of the personal estate
and effects of said deceased, is but about Fifty
(\$50.00) Dollars being wholly insufficient to pay the debts
and costs aforesaid. The plaintiff further represents
that said Nancy M. Rogers died seized in fee simple
of the following described real estate, situate in the
County of Union, Village of Marysville, and State of Ohio, to-wit:
Being in lot Number Three hundred and six (306), excepting
Twenty seven (27) feet off the west side of said lot, conveyed
by J. W. Tilton and wife to E. C. Ashbaugh for a more definite
description of said lot reference is hereby made to
The recorded plat of the Eastern addition to said
Village in the office of Recorder of said County, said

Final Record, Union County Probate Court

9453

Said lot being No. 289 of said addition. The said Nancy M. Rogers died intestate, and the following were her legal legal representations to wit: 1st Margery Painter unmarried, and a sister of Nancy M. Rogers deceased, who lives in Columbus, Ohio and is entitled to a one fourth interest. 2^d Mary Green a deceased sister, who leaves J. H. Green her husband, who is entitled to share in a 1/4 interest, and, (A) Vera Green unmarried and a daughter who is entitled to a 1/2 of a 1/4 interest, (B) Jennie G. Battled a daughter of Mary Green, deceased, intermarried with L. P. Battled who is entitled to a 1/2 of a 1/4 interest, and (C) Louis Green Lemert deceased, a daughter of Mary Green, deceased, who was intermarried with Lerry Lemert deceased, and Louis Green, deceased, leaving a son (1) Paul Lemert, unmarried who is entitled to a 1/4 of a 1/2 of a 1/4 interest, (2) and a daughter Mary Lemert unmarried, is entitled to a 1/4 of a 1/2 of a 1/4 interest, (3) John C. C. Lemert unmarried entitled to a 1/4 of a 1/2 of a 1/4 interest, (4) and Florence Lemert Cullen intermarried with George W. Cullen entitled to a 1/4 of a 1/2 of a 1/4 interest (D) John B. Green intermarried with Helen Green, who is entitled to a 1/2 of a 1/4 of interest, son of Mary Green.

(E) Charles H. Green who is a son of Mary Green, deceased; who is entitled to a 1/2 of a 1/4 interest.

(F) Robert Erwin, deceased a brother of Nancy M. Rogers, deceased, leaving no widow, but a son William S. Erwin intermarried with Clara S. Erwin, who is entitled to said undivided 1/4 interest.

(G) Sarah K. Parkinson a widow and sister of Nancy M. Rogers, deceased, who is entitled to the undivided 1/4 interest.

The said decedent leaving no husband or widow, who is entitled to share in said premises; that the defendants are the only legal representatives of said decedent, having the next estate of inheritance from said Nancy M. Rogers, deceased, in said premises. Plaintiff further says that said real estate was regularly appraised for the sum of \$6000 by the appraisers when the personal property was appraised and in order to save further expense he asks that said appraisement may be adopted for said sale.

The Plaintiff therefore prays that the rights, interests and liess of the said real estate may be fully determined, adjusted and protected according to equity, and that your petitioners may be authorized and ordered to sell said real estate free from any claim, according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

The State of Ohio, Union County ss. E. P. Rogers, the within named Plaintiff, being duly sworn says that the various matters and things set forth in said petition are true to the best of his knowledge and belief.

E. P. Rogers

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Final Record, Union County Probate Court

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sum to before me here and signed in my presence. This 22 day of September, 1920, ^{at} John L. Longrey, Notary Public, Union Co. Ohio.

Journal Entry: In the Probate Court of Union County, Ohio,
 E.P. Rogers, Admr. of Estate of Nancy M. Rogers, Deceased,
 Plaintiff

October 12th 1920.

Case No. ⁹⁴⁵³ Journal Entry

Margery Painter et al.
 Defendants.

Filing Petition To Sell Real Estate.

This day came the Plaintiff E.P. Rogers, admr. of the estate of Nancy M. Rogers deceased, and presented to this court his petition, duly verified, praying an order for the sale of real estate of the said Nancy M. Rogers, deceased, to pay the debts and the costs of administering the estate of the said decedent. Whereupon, it is considered and ordered by this Court, that the said petition be filed, and that due and legal notice of the filing, pendency and prayer, of the said petition, and of the time in which, they are required by law to answer the same, be given to each of the said defendants; and this cause is continued. Edward H. Porter, Probate Judge.

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E.P. Rogers, admr. of The Estate of Nancy M. Rogers, deceased. Pety. Plaintiff
 Margery Painter et al. Defs.

In the Probate Court of Union County, Ohio,
 No. ⁹⁴⁵³ Petition to Sell Real Estate.
 W. airt. of Process and Consent To Sell.

Mr. the undersigned parties defendant in the above entitled cause for the sale of Real Estate of said Decedent to pay debts, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered. Mrs Jennie B. Battelford, L.P. Battelford, William S. Erwin, Elsie L. Erwin.

9453

W. airt.

E.P. Rogers, admr. of The Estate of Nancy M. Rogers, deceased. Plaintiff
 Margery Painter et al. Defendants.

In the Probate Court of Union County, Ohio,
 No. 9453.
 Petition To Sell Real Estate
 W. airt. of Process and Consent To Sell.

Mr. the undersigned parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent, to pay debts, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that

Final Record, Union County Probate Court

94 83 said Petition may be heard at such time as may be by the Court ordered. J. W. Green ^{Exr} wife deceased. sister of Nancy M. Rogers; ^{Wife} Margaret Painter. Sarah C. Parkinson.

94 83 Wainor. In the Probate Court of Union County, Ohio No. 94 83 Petition To Sell Real Estate E.P. Rogers admn. of the Estate of Nancy M. Rogers, Deceased Plaintiff Margaret Painter et al. Defendants Wainor of Process and Consent To Sell. In the undersigned parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts. hereby wainor service of process and consent to the sale of the Real Estate in said Petition mentioned as herein prayed for and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered. Charles W. Green.

94 83 Wainor. In the Probate Court of Union County, Ohio. E.P. Rogers Admn. of the Estate of Nancy M. Rogers, Deceased. Plaintiff Margaret Painter et al. Defendants. Wainor of Process and Consent To Sell. In the undersigned parties defendant in the above entitled cause for the sale of Real Estate of the estate of said decedent to pay debts. hereby wainor service of process and consent to the sale of the Real Estate in said Petition mentioned as herein prayed for and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered. John S. Green. Lulu Green.

94 83 Wainor. In the Probate Court of Union County, Ohio. E.P. Rogers Admn. of the estate of Nancy M. Rogers, deceased. Plaintiff Margaret Painter et al. Defendants. Wainor of Process and Consent To Sell. In the undersigned parties defendant in the above entitled cause for the sale of Real Estate of the estate of said decedent to pay debts. hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered. John H. C. Lemert.

94 83 Wainor. In the Probate Court of Union County, Ohio. E.P. Rogers Admn. of the Estate of Nancy M. Rogers, deceased. Plff. Margaret Painter et al. Deft. Wainor of Process and Consent To Sell.

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Final Record, Union County Probate Court

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The undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waives service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and consent that said Petition may be heard at such time as may be by the Court ordered.

Mary Lemert.

94 83

Wainor

In the Probate Court of Union County, Ohio.

E.P. Rogers, admr. of
The estate of Nancy M. Rogers,
Deceased, Plaintiff,
Margery Painter et al.
Defendants.

vs. 94 83
Petition to Sell Real Estate,
Wainor of Process, and
Consent to Sell.

The undersigned, party defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waives service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and consent that said Petition may be heard at such time as may be by the Court ordered.

Paul Lemert, Okla. City, Okla. R. 9. Box 403.

94 83

Wainor

In the Probate Court of Union County, Ohio.

E.P. Rogers Admr. of the
Estate of Nancy M. Rogers,
Deceased. Plff.
Margery Painter et al.
Defendants.

vs. 94 83
Petition to Sell Real Estate,
Wainor of Process and
Consent to Sell.

The undersigned, parties defendant in the above entitled cause for the sale of Real Estate of said Decedent to pay debts, hereby waives service of process, and consent to the sale of the Real Estate in said Petition mentioned as herein prayed for, and the statutory time for pleading is hereby waived and my consent that said Petition may be heard at such time as may be by the Court ordered.

George H. Culler. Florence Lemert Culler.

94 83

Journal Entry: Orders on Hearing of appraisement, etc.
Probate Court, Union County, Ohio.

E.P. Rogers, Admr. of the
Estate of Nancy M. Rogers,
Deceased. Plff.
Margery Painter, et al.
Defendants.

May 21- 1921.
Petition to Sell Real Estate,
Order of Appraisement.

This day this cause came on to be heard upon the petition, evidence and testimony of E.P. Rogers, admr., and the Court being fully advised in the premises

Final Record, Union County Probate Court

9483 finds: That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearances herein, and are now properly before the court, and that the statements and allegations in said petition are true. That there is no doubt in said real estate, and the court being satisfied that it is necessary to sell the real estate of said Nancy M. Rogers deceased, described in the petition, to pay her debts. It is ordered, that the former appraisalment of \$600.00 made by the appraisers, when the personal property was appraised, be adopted, and the same is hereby approved and confirmed. H. B. Husted Probate Judge.

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9483 General Entry. Orders for Bond.
 Order for E.P. Rogers, Adm. of the Estate of Nancy M. Rogers Deceased. Plaintiff
 vs
 Margery Painter, et al. Defendants

Probate Court, Union County, Ohio,
 May 21 - 1921.
 Petition to Sell Real Estate
 Order for Bond etc.

This day came the said Plaintiff by his attorney, and produced to the court the report of an appraisalment heretofore made in the estate case No. 9435, estate of Nancy M. Rogers, deceased; by C. L. Jarvis, C. D. Mott and W. C. Moore, in pursuance of a former order of this court. It is further ordered that said E. P. Rogers execute within 10 days to the State of Ohio a bond with sufficient freehold sureties to be approved by the court, in the sum of sixteen hundred (\$1600.00) Dollars conditioned according to law, and this cause is continued.

9483 Bond

9483 Application for Private Sale.
 E. P. Rogers, Adm. of the Estate of Nancy M. Rogers, deceased. Plaintiff.
 vs
 Margery Painter, et al. Defendants.

Probate Court, Union County, Ohio,
 No. 9483
 Petition to Sell Real Estate
 Application

The said Plaintiff represents that it would be for the best interest of the said Administrator to sell the real estate described in the petition in this case at private sale for the following reasons: 1. That said estate is small and there would be a saving of Court costs. 2. There is no great demand for Mansionville real estate at the present time. 3. Said property is appraised at a fair value, and should be sold if a purchaser is willing to pay for same without additional expense, for said estate is small. And he therefore asks for an order authorizing him to sell said real estate at private sale. E. P. Rogers - Adm. of the Estate of Nancy M. Rogers, Deceased.

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Final Record, Union County Probate Court

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The State of Ohio, Union County, ss.
E.P. Rogers, being duly sworn, says that the various matters set forth in the foregoing application are true, as he verily believes.
E.P. Rogers.

9483

known to before me and signed in my presence, this 28 day of September, 1921. ^{Notary} John L. Longbray, Notary Public, Union Co. Ohio
Affidavit of Disinterested Persons.

Affidavit

The State of Ohio, Union County, ss.
L. C. Jarvis and C. D. Webb being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matter therein referred to, and that it will be for the interest of the said estate to sell said real estate at private sale than at public sale, as they verily believe.
L. C. Jarvis, C. D. Webb.

9483

known to before me and signed in my presence, this 28 day of September, 1921. ^{Notary} John L. Longbray, Notary Public
Bonds.

Bond

Know all men by these presents, that Mr. E. P. Rogers, L. C. Jarvis and C. D. Webb, are held and firmly bound, unto the State of Ohio, in the penal sum of Sixteen hundred Dollars, to the payment of which sum we do hereby jointly and severally bind ourselves, our heirs, executors and administrators, in default to be made in the condition following:
Whereas Letters of Administration upon the Estate of Nancy M. Rogers, deceased, were granted to the said E. P. Rogers, by the Probate Court of Union County, in the State of Ohio, on the 28 day of September 1921. Now if the said E. P. Rogers, as Adminr. of the Estate of said Nancy M. Rogers, deceased,
1. Make and return into Court, in writing, within thirty days, a true inventory of all moneys, goods, chattels, rights and credits of the deceased, which have or may come to his possession or knowledge, and, if required by the Court, an inventory of the decedent's Real Estate; 2. Administer according to law all the moneys, goods, chattels, rights and credits of the deceased, and the proceeds of all his Real Estate sold for payment of his debts, which come to the possession of the administrator or to the possession of any person for him. 3. Upon oath to render a true account of his administration within twelve months, and at other times when required by the Court or the law. Failing so to do for thirty days after he has been notified by the Probate Judge of the expiration of the time he may forthwith be removed by the Court, and he shall receive no allowance for services, unless the Court enters upon its journal that such delay was necessary and reasonable; 4. Pay any balance remaining in his hands upon the settlement of his

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Final Record, Union County Probate Court

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accounts, to such persons as the court or the law direct;
Deliver the letters of administration into court in case
a Will of the deceased be therefor duly proved and allowed: then
also obligation to be void: otherwise to remain in full force and
virtue in law. signed by us, and dated at Masonville, O.
this 28 day of September 1921. E.P. Rogers, C. C. Jarvis, C. D. Webb.

This bond approved in open court. This 28 day of September
1921. W. H. Husted, Judge of the Probate Court

9483

Journal Entry:
E.P. Rogers, Admin. of the
Estate of Nancy M. Rogers, Decd.
vs
Plaintiff
Margery Painter, et al.
Defendants.

Probate Court, Union County, Ohio
September 28th 1921.
Approving Bond.

Proceeding To Sell Real Estate.

This day this cause came on further to be heard, and
it appearing to the court, that the said E.P. Rogers, the plaintiff
above named has given bond as heretofore ordered, in the
sum of Sixteen hundred (\$1600⁰⁰) Dollars, with C. C. Jarvis and
C. D. Webb, freeholders as sureties: it is ordered that said
bond be and hereby is approved, and this cause is continued.
W. H. Husted, Probate Judge.

9483

Journal Entry:
E.P. Rogers, Admin. of the
Estate of Nancy M. Rogers
Decedent, Plaintiff
vs
Margery Painter et al.
Defendants.

Probate Court, Union County, Ohio.
September 28th 1921.
Order for Private Sale.

This day this cause came on to be heard upon the petition
evidence, and testimony of E.P. Rogers, Administrator of Nancy M.
Rogers, deceased, and the court being fully advised in the
premises finds: that all the defendants herein have been
duly and legally served with process or have voluntarily
entered their appearance herein, and are now properly before
the court.

That the statements and allegations in
said petition are true. That said Nancy M. Rogers, deceased, did
not leave a will, and an appraisal of such estate is contained in
the inventory. It is ordered that said appraisal must
be and hereby is dispensed with. And the court being
satisfied that it is necessary to sell the real estate of said
Nancy M. Rogers, deceased, described in the petition, to pay her
debts.

And it being made to appear to the court upon
satisfactory evidence, that it would be more for the interest
of said estate to sell the real estate described in the
petition at private sale. It is therefore further ordered
that said E.P. Rogers, as such Administrator proceed to sell
said real estate, free of down, at private sale for not
less than the appraised value thereof, on the following

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Final Record, Union County Probate Court

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terms, to wit: Cash in hand on day of sale. and said
petitioner is ordered to make return to this Court immediately
after such sale is made. and it is further ordered, that
former appraisement \$600- as asked for in the petition be
adopted confirmed as appraised. H. H. Husted, Probate Judge

9483

Order of Sale - Here from down.
The State of Ohio, Union County ss. Probate Court,
To E. P. Rogers, Adm. of the Estate of Nancy M. Rogers, Decant.

Greeting:
In obedience to an order and decree of the Probate Court,
within and for said County made this day in a certain
cause, wherein you as Administrator are Plaintiff and
Margery Painter et al. are Defendants, you are commended
to proceed according to law, to sell at Private Sale, for not
less than the appraised value thereof here from down,
the following described premises, to wit:

Bring in lot number three hundred and six (306) excepting
twenty seven (27) feet off the west side of said lot,
conveyed by J. H. Tilton and wife to E. C. Ashbaugh. For a
more definite description of said lot reference is hereby
made to the recorded plat of the Eastern Addition to
Village in the Office of Recorder of said County, said lot
being No. 289 of said addition. Said sale to be free

of down and to be upon the following terms: - Cash -
you will make return of your proceedings to this Court
forthwith upon execution of this order. Witness my
signature and the seal of said Probate Court at Marysville,
Ohio, this 28 day of September 1921. H. H. Husted Probate Judge

9483

Return
To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the
same to be duly executed, as will fully appear by the
proceedings hereto attached. Dated the 29 day of
September, 1921. E. P. Rogers-

9483

Report of Sale
In obedience to the within order, I sold said premises on the
29 day of September 1921, to Frank R. Holywood, for the
sum of six hundred dollars, said sum being the
appraised value of the same. E. P. Rogers
Dated the 29 day of September, 1921.

Report
of
Sale.

The State of Ohio, Union County, ss.
The above named E. P. Rogers, being duly sworn, says
that the sale above reported has been made after
diligent endeavor to obtain the best price for said
property, and said sale is for the highest price he
could get for said property.
E. P. Rogers

Sworn to before me and signed in my presence, this 29

Final Record, Union County Probate Court

9483

29th day of September 1921.
Journal Entry:
E. P. Rogers Admin. of
the Estate of Nancy M. Rogers, Deceased
Plaintiff

John L. Longhrey, Notary Public, ^{Real} Union Co., O.
Probate Court, Union County, Ohio.

September, 29th 1921.
Petition To Sell Real Estate.

9610

Orders
Approving
and
Confirming
Sale

Margery Painter, et al. Defendants.
This day this cause coming on to be heard on the report of
E. P. Rogers, Administrator of the estate of Nancy M. Rogers, deceased,
of his proceedings and sale, under the former order of this Court;
and upon the motion of said petitioner to confirm the sale,
made in obedience to said order; the Court having carefully
examined said report, and finding the proceedings of said
petitioner in all respects correct, and being satisfied that said
sale was fairly and legally made, it is ordered that the
same be and hereby is approved and confirmed.
It is further ordered that said petitioner execute a deed
of all the right, title and interest of the said Nancy
M. Rogers, deceased, in said real estate, to the purchaser, Frank
L. Holycross upon the said purchase, paying the purchase
money, six hundred (\$600.00) Dollars. It is further ordered
that this proceeding be recorded, and that said petitioner pay
the costs herein taxed at \$ - - within ten days. H. K. Buxton, Notary Public

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Petition To Sell Real Estate To Pay Debts.

Probate Court, Union County, Ohio.
vs. 9610.

Petition To Sell Real Estate,
To pay debts.

Ficus May 11
1921
Edmond S. Murphy
Columbus, Ohio,
Attorney.

Marietta Grandstaff, executrix,
of the will of
Edmond S. Grandstaff, deceased,
Plaintiff

Marietta Grandstaff, widow,
and only heir and next of kin
and sole legatee, under the will,
of Edmond S. Grandstaff, deceased.
Defendant.

Plaintiff is the duly appointed and qualified executrix of the
will of Edmond S. Grandstaff, late of Union County, Ohio, deceased.
The amount of debts due from the deceased, is now
Two thousand Dollars, as near as can be ascertained; the
charges of administration of said estate will amount to about
One thousand Dollars, and the total value of the personal
estate and effects of said deceased is but about Five
hundred Dollars, being wholly insufficient to pay the debts
and cost aforesaid. Edmund S. Grandstaff died
seized in fee simple of the following described real
estate, situate in the County of Union and State of
Ohio, to wit:

Petition

Petition

9610

and Magnetic Streets, in the line of the Savage and Robinson lot; thence southwest 110 feet to corner of the same; thence southeast 57 feet thence East 60 feet to May Street; thence North with the said Street, to the place of beginning. Containing 15 rods more or less, also beginning at the south east corner of Susannah Robinson's lot; at the junction of May and Magnetic Streets in said Village; thence in a westerly direction along said Susannah Robinson's south line to the center of Bokes Creek; thence up said creek with the meanderings thereof to the north west corner of a lot formerly owned by the Village of Magnetic Springs; thence in an easterly direction along the North line of said lot to the North east corner of said lot formerly owned by said Village; thence North 30 feet along May Street to the place of beginning, containing 1/4 of an acre, more or less. Being the same premises conveyed by Ora Cunningham to Ed. S. Grandstaff October 27th 1914 Vol. of Deeds No. 110 page 292. Containing 38/100 of an acre more or less.

Fourth tract: Also the following premises, situate in said Village of Magnetic Springs, and bounded and described as follows: Beginning at the junction of the south line of the Christopher Magee Jr. land and the North line of lot formerly owned by Ora Cunningham; from thence extending in a westerly direction to the center of Bokes Creek; thence southerly along the meanderings of Bokes Creek to the corner of Ora Cunningham's property; thence in an easterly direction following the meanderings of the Cunningham property to the place of beginning, the junction of the lines of the Cunningham and Christopher Magee properties. Containing 10/100 of an acre, more or less. Being the same premises conveyed by O. H. Lind to Ed. S. Grandstaff, January 2nd 1910, Vol. of Deeds No. 100 page 608. Also refer to quit claim deed from John E. Newhouse to Edmund S. Grandstaff, dated August 14th 1914, Vol. of Deeds No. 109, page 38.

Fifth tract: Also the following premises, situate in the State of Ohio, County of Union and Township of Leesburg, being part of Survey No. 3696 and bounded and described as being a tract of land, containing 2 acres more or less, lying between the old and new channels of Bokes Creek, and being part of the premises conveyed by Clayton Bird and wife to Edmund S. Grandstaff June 30th 1914, Vol. of Deeds No. 110 page 192. Containing 2 acres, more or less, containing in all 4.41 acres, more or less.

Said decedent died leaving the defendant Marietta Grandstaff, his widow, only heir and next of kin, and sole legatee under the Will, of Edmund S. Grandstaff, and is not entitled to dower in said premises, she having elected to take under the Will of said decedent.

The plaintiff therefore prays that she may be

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Final Record, Union County Probate Court

9610

authorized and ordered to sell said real estate, free of
doubt, according to the statute in such case made and
provided, and for all other proper orders and relief in
the premises. Edmund Murphy, atty. for Plaintiff.

The State of Ohio, Franklin County, ss.

Marietta Grandstaff, the above named plaintiff being duly
sworn says that the various matters and things set
forth in the foregoing petition are true, to the best of
her knowledge and belief. Marietta Grandstaff.

known to and subscribed before me, this 15th day of
May, 1921. ~~at~~ Timothy O. Hogan, Notary Public,
Wainwright

9611

Wainwright

I, the undersigned defendant, hereby waive service of
summons, voluntarily enter my appearance, herein, and
consent to the sale of the real estate, as prayed for in
the petition. Marietta Grandstaff.

Journal Entry: Filing Petition to Sell Real Estate.

In the Probate Court, of Union County, Ohio.

Filing
Petition
to Sell
Real Estate.

Marietta Grandstaff, Executrix

May 10th 1921.

of the Estate of Edmund S. Grandstaff, deceased, of Case No. 9610.

vs. Plaintiff

Marietta Grandstaff, widow, and
only heir and next of kin, ^{and} sole legatee
under the will of Edmund S. Grandstaff,
deceased. Defendant.

Journal Entry,
Filing Petition to
Sell Real Estate.

This day came the Plaintiff, Marietta Grandstaff, Executrix
of the will of Edmund S. Grandstaff, deceased, and pre-
sented to this court her petition, duly verified, praying
an order for the sale of real estate of the said
Edmund S. Grandstaff, deceased, to pay the debts, and
the costs of administering the estate of the said deceased.

Whereupon, it is considered and ordered by this court,
that the said petition be filed, and that due and
legal notice of the filing, judgment and prayer, of the said
petition, and of the time in which they are required by
law to answer the same, be given to each of the said
defendants; and this cause is continued.

W. C. Husted, Probate Judge.

9612

Answer of Widow.

Probate Court, Union County, Ohio,
No. 9610.

Answer of
Widow

Marietta Grandstaff, executrix

of the will of

Edmund S. Grandstaff, deceased.

Plaintiff

Marietta Grandstaff, widow, only heir
and next of kin, and sole legatee under
the will of Edmund S. Grandstaff, deceased.
Defendant.

Answer of
Widow

Final Record, Union County Probate Court

9610 Defendant, Marietta Grandstaff, for answer herein says that she is the widow of Edmund S. Grandstaff, deceased; that she has heretofore elected to take under the Will of said deceased; that she is not entitled to dower in the real estate described in the petition, and, therefore asks the Court that said real estate be sold free of dower.
 Marietta Grandstaff.

9610 The State of Ohio, Franklin County, ss.
 Marietta Grandstaff, being duly sworn according to law says the facts stated in the foregoing answer are true as she believes.
 Sworn to and subscribed before me, this 10th day of May, 1921.
 Timothy Bogaw, Notary Public

9610 - Affidavit -

Affidavit Marietta Grandstaff, Executrix etc. Probate Court, Union County, Ohio
 No. 9610.

Marietta Grandstaff, Widow, etc. Affidavit
 The State of Ohio, Franklin County, ss.
 Marietta Grandstaff, being duly sworn says she is the executrix of the Will of Edmund S. Grandstaff, deceased; that the property for which sale is asked herein is mostly unimproved and the estate is deriving no income from it, or any of it whatsoever; said property can now be sold for three thousand dollars cash, that being the highest price the executrix has so far been offered for the same, and affiant says that it would be for the best interest of said estate to sell at private sale for said sum of \$3000.
 Sworn to and subscribed before me this 10th day of May, 1921.
 Timothy Bogaw, Notary Public.

9610 Journal Entry: Order on Hearing of appraisement.

Order on Hearing of Appraisement Marietta Grandstaff, Executrix of the Estate of Edmund S. Grandstaff, deceased, Plaintiff. Probate Court, Union County, Ohio, May 25th 1921. Petitioner vs. Said Real Estate
 Marietta Grandstaff, etc. Defendant. Order of Appraisement.

This day this cause came on to be heard upon the petition, evidence and testimony, and, the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process, or have voluntarily entered their appearance herein, and are now properly before this Court, and that the statement and allegations in said petition are true. That said Marietta Grandstaff, Widow, of said Edmund S. Grandstaff, deceased, is not entitled to dower in said real estate; That said Widow

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by her assent herein waives and relinquishes the assignment of dower in said premises by metes and bounds, or in rents and profits, and, consents to the sale of said premises free from her dower estate therein, and the Court being satisfied that it is necessary to sell the real estate of said Edmund B. Grandstaff, described in the petition, to pay his debts. It is ordered that David Franklin, William Neel, and John Neel, three suitable and judicious disinterested men of the vicinity of said real estate, who are freeholders, be and they hereby are appointed to appraise said lands, as a whole at their true value in money, free from the dower estate of said Marietta Grandstaff, therein. It is further ordered that said appraisers be sworn as required by law, and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 25th day of May, 1921, and this course is continued.

W. H. Busted, Probate Judge.
Order of Appraisement.

9611

Order of Appraisement

The State of Ohio, Union County, Probate Court.
To Marietta Grandstaff, Executrix of the Estate of Edmund B. Grandstaff, dec'd. Petitioner.
In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as executrix of the will of Edmund B. Grandstaff, deceased, are Plaintiff and Marietta Grandstaff is Defendant, you are commanded that by the oaths of David Franklin, William Neel, and John Neel, judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free of the dower estate of Marietta Grandstaff, therein, to wit: First Tract: - Beginning at the southeast corner of lands formerly owned by the Village of Magnetic Springs and in the West Margin of May Street; thence in a westerly direction along the South line of said lands formerly owned by the Village of Magnetic Springs to the center of Baker Creek; thence up the center of said Creek, with the meanderings thereof to lands by Mary C. Matchens; thence in an easterly direction, along the North line of lands owned by John E. Hunt and W. C. Brinkerhoff to lands owned by Jacob Westman; thence in a northerly direction along said Jacob Westman's land; thence in an easterly direction, along said Jacob Westman's North line to the West margin of May Street; thence in a northerly direction

Final Record, Union County Probate Court

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along the west margin of May Street to the place of beginning, containing two acres of land, more or less.

Bring the same premises conveyed by Francis E. Kotsampiller as Guardian, to Edmund S. Grandstaff, June 16th 1914. Vol. of Deeds No. 95, page 207. Excepting therefrom the following premises conveyed by Edmund S. Grandstaff and wife to the Village of Magnetic Springs by deed dated August 10th 1914. Vol. of Deeds No. 108 page 387. Beginning at a point where the north line of land owned by the late Jacob Hartman intersects the west line of May Street, 30 feet; thence in a westerly direction, parallel with the north line of said Hartman land, 165 feet; thence south 70 feet to the lands owned by Mattie James; thence in an easterly direction to the southeast corner of said Hartman land; thence in a northerly direction, along the west line of said Hartman land to the northwest corner of said Hartman land; thence in an easterly direction along the line of said Hartman land to the west line of May Street, the place of beginning. Containing 17/100 of an acre, more or less. Leaving 1.83 acres, more or less.

Second Tract. Also the following premises, situate in said Village of Magnetic Springs, and bounded and described as follows: Beginning at a point in the southeast corner of a parcel of land, formerly owned by Ora Cunningham; thence with the margin of May Street, south about 30 feet; thence west about 110 feet to the center of Boker Creek; thence north about 30 feet to the east margin of Boker Creek (low water mark); thence East about 110 feet to the place of beginning. Containing 1/100 of an acre, more or less.

Bring the same premises conveyed by the Village of Magnetic Springs to Edmund S. Grandstaff by deed dated August 10th 1914; Vol. of Deeds No. 108, page 385.

Third Tract. Also the following premises situate in said Village of Magnetic Springs, and bounded and described as follows: - Beginning at the north west corner of May and Magnetic Streets, in the line of the Savage and Robinson lot; thence southeast 110 feet to the corner of the same; thence southeast 57 feet; thence East 60 feet to May Street; thence North with the said Street to the place of beginning. Containing 15 rods more or less. Also beginning at the southeast corner of Susannah Robinson's lot; at the junction of May and Magnetic Streets in said Village; thence in a westerly direction, along said Susannah Robinson's south line to the center of Boker Creek; thence up said Creek with the meanderings thereof to the north west corner of a lot formerly owned by the Village of Magnetic Springs; thence in an easterly direction along the north line of said lot to the northeast corner of said lot formerly owned by said Village; thence North 30 feet along May Street to the place of

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beginning. Containing 1/4 of an acre more or less, being the same premises conveyed by Ora Cunningham to Ed. S. Grandstaff, October 27th 1914 Vol. of Deeds No. 110 page 292. Containing 38/100 of an acre more or less.
Fourth Tract: also the following premises, situate in said Village of Magnetic Springs, and bounded and described as follows: Beginning at the junction of the South line of the Christopher Mayers Jr. land and the North line of lot formerly owned by Ora Cunningham; from thence extending in a westerly direction to the center of Bokes Creek; thence southerly along the meanderings of Bokes Creek to the corner of Ora Cunningham's property; thence in an easterly direction following the meanderings of the Cunningham property to the place of beginning, the junction of the lines of the Cunningham and Christopher Mayers properties. Containing 10/100 of an acre more or less. Being the same premises conveyed by P. K. Lind to Ed. S. Grandstaff January 2-1915. Vol. of Deeds No. 100 page 608. also refer to quit claim deed from John C. Newhouse to Edmund S. Grandstaff dated August 14th 1914. Vol. of Deeds No. 109. Page 387.
Fifth Tract: also the following premises, situate in the State of Ohio, County of Union and Township of Lusk, being part of Survey No. 3696 and bounded and described as being a tract of land, containing 2 acres more or less, lying between the old and new channels of Bokes Creek, and being part of the premises conveyed by Clayton Beard and wife to Edmund S. Grandstaff June 30th 1914. Vol. of Deeds No. 110 page 192. Containing 2 acres more or less. Containing in all 4.41 acres more or less.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you then and there this writ. Witness my signature as Judge and Ex-officio clerk of our said Probate Court and the Seal of said Court, at Marysville, Ohio this 25th day of May, 1921. ~~Ed. S.~~ H. K. Busted, Probate Judge.

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Return

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 26th day of May, 1921.
Maritta Grandstaff, Executrix

9610

Oath of Appraisers

Oath of appraisers
The State of Ohio, Union County, ss.
We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

Final Record, Union County Probate Court

9610 David Franklin, Wm. Neal, John Neal, Appraisers.
 Sworn to before me, and signed in my presence, this 26-day of
 May, 1921. *Wm. King, Notary Public*
 Appraisers Return.

In obedience to the foregoing order, after being first duly sworn,
 and upon actual view of the premises therein described, we,
 the undersigned appraisers, estimate the value of said real
 Estate at three thousand dollars, free of said down estate,
 given under our hands, this 26-day of May, 1921.

David Franklin, Wm. Neal, John Neal, Appraisers.
 Fee of appraisers \$2.00 per day each.

9610 Journal Entry: Order approving appraisement for Private Sale,
 Probate Court, Union County, Ohio.

Orders
 Approving
 Appraisement
 for
 Private Sale

Marietta Brandstett, Executrix,
 of the Estate of
 Edmund S. Brandstett, deceased,
 Plaintiff.
 vs.
 Marietta Brandstett, etc.,
 Defendants.

May, 26 - 1921
 Petition To Sell Real Estate.
 Order of Sale, etc.

This day came the said Plaintiff, by her attorney, and produced
 to the Court the report of an appraisement herein made by
 David Franklin, William Neal, and John Neal, in pursuance of a
 former order of this Court; and it appearing upon exam-
 ination that said report is in all respects regular and
 correct, it is ordered, that the same be and hereby is
 approved and confirmed, and it being made to appear
 to the Court upon satisfactory evidence, that it would be
 more for the interest of said Estate to sell the real estate
 described in the petition at private sale. It is therefore
 further ordered that said Marietta Brandstett as such
 Executrix proceed to sell said real estate free of down, at
 private sale for not less than \$3000.00 the appraised value
 thereof for cash. And said petitioner is ordered to make
 return to this Court immediately after such sale is
 made, and this cause is continued. H. H. Hustler, Probate Judge.

9610 Application To sell Real Estate at Private Sale,
 Probate Court, Union County, Ohio,
 No. 9610.

Marietta Brandstett, executrix,
 of the estate of
 Edmund S. Brandstett, Dec'd,
 Plaintiff
 vs.
 Marietta Brandstett, widow, only
 heir and next of kin and sole legatee
 under the Will of Edmund S. Brandstett,
 deceased.
 Defendant.

Application To Sell Real Estate
 at
 Private Sale.

Plaintiff represents that it would be for the best
 interest of said estate to sell the real estate described
 in the petition, in this case, at private sale, for the

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9610 Affidavit
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Final Record, Union County Probate Court

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reasons that an immediate sale can be made of said property, at private sale, avoiding the expense and delay necessary in selling said property at public sale.

Plaintiff therefore prays for an order authorizing her to sell said real estate at private sale. Marietta Grandstaff executrix of the will of Edmund S. Grandstaff, deceased.

The State of Ohio, Franklin County, Ohio.

Marietta Grandstaff, plaintiff, bring duly sworn, says the facts stated in the foregoing application are true, as she believes. Marietta Grandstaff.

Sworn to before me and subscribed in my presence, this 10-day of May, 1921. Timothy Hogan, Notary Public.

Affidavit of disinterested persons.

Affidavit

The State of Ohio, Union County, ss.

Disinterested persons.

F. E. Hotsenpiller and Leticia King, bring duly sworn says that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of said estate to sell said real estate at private sale than at public sale, as they verily believe.

F. E. Hotsenpiller, Leticia King.

Sworn to and subscribed before me this 13-day of May, 1921. Wm. King, Notary Public.

Order of Sale, Term of Court.

Order of Sale.

The State of Ohio, Union County, ss. Probate Court. To Marietta Grandstaff, executrix of the Estate of Edmund S. Grandstaff, deceased. In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause,

wherein you as Executrix of the Estate of Edmund S. Grandstaff deceased, as Plaintiff, and Marietta Grandstaff, widow and only heir are Defendants you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value, \$3,000.00 thereof, free of the dower of Marietta Grandstaff, widow of Edmund S. Grandstaff, deceased, the following described premises, to-wit:

First Tract: Beginning at the south east corner of lands formerly owned by the Village of Magnetic Springs and in the west margin of May Street; thence in a westerly direction along the South line of said lands formerly owned by the Village of Magnetic Springs to the center of Boker Creek; thence up the center of said Creek, with the meanderings thereof to lands by Mary L. Matthews; thence in an easterly direction, along the North line of lands owned by John E. Hunt and W. C. Brinkhoff to lands owned by Jacob Hartman; thence in a northerly direction along said Jacob Hartman's land; thence

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in an easterly direction, along said Jacob Hostman's north line to the west margin of May Street; thence in a northerly direction along the west margin of May Street to the place of beginning, containing two acres of land, more or less. Being the same premises conveyed by Francis E. Hotsenpfeiler as Guardian to Edmund S. Grandstaff June 16th 1914, Vol. of deeds No. 95 page 207. Excepting therefrom the following premises, conveyed by Edmund S. Grandstaff and wife to the Village of Magnetic Springs by deed dated August 10th 1914, Vol. of deeds No. 108 page 387. Beginning at a point where a north line of land owned by the late Jacob Hostman intersects the west line of May Street 30 feet; thence in a westerly direction parallel with the north line of said Hostman land 165 feet; thence south 70 feet to the lands owned by Kattie James; thence in a easterly direction to the south west corner of said Hostman land; thence in a northerly direction, along the west line of said Hostman land to the northwest corner of said Hostman land; thence in an easterly direction along the line of said Hostman land to the west line of May street, the place of beginning, containing 17/100 of an acre, more or less. Leaving 1.53 acres, more or less.

Second Tract: Also the following premises, situated in the village of Magnetic Springs, and bounded and described as follows: Beginning at a point in the southeast corner of a parcel of land, formerly owned by Ora Cunningham; thence with the margin of May street, south about 30 feet; thence west about 110 feet to the center of Bokes Creek; thence north about 30 feet, to the East margin of Bokes Creek, (low water mark) thence East about 110 feet to the place of beginning, containing 10/100 of an acre, more or less. Being the same premises conveyed by the Village of Magnetic Springs to Edmund S. Grandstaff by deed dated August 10th 1914, Vol. of Deeds No. 108, page 385.

Third Tract: Also the following premises situated in said Village of Magnetic Springs, and bounded and described as follows: Beginning at the north west corner of May and Magnetic Streets in the line of the Savages and Robinson lot; thence south west 110 feet to corner of same; thence south east 57 feet; thence east 60 feet to May Street; thence north with the said street to the place of beginning, containing 15 rods more or less. Also beginning at the southeast corner of Susannah Robinson's lot; at the junction of May and Magnetic streets in said Village; thence in a westerly direction, along said Susannah Robinson's south line to the center of Bokes Creek; thence up said Creek with the meanderings thereof to the northeast corner of a lot formerly owned by the Village of Magnetic Springs; thence in an easterly direction along the north line of said lot to the north east corner of said lot formerly owned by

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said Village of Magnetic Springs; thence North 30 feet to the
along Wray Street to the place of beginning, containing 1/4
of an acre more or less. Being the same premises conveyed
by Ora Cunningham to Ed. S. Grandstaff October 27th 1914. vol.
of Deeds No. 110. Page 292. containing 38/100 of an acre,
more or less.

Fourth Tract: also the following premises,
situated in said Village of Magnetic Springs, and bounded
and described as follows: Beginning at the junction of the
south line of the Christopher Meyer Jr land and the north
line of lot formerly owned by Ora Cunningham; from thence
extending in a westerly direction to the center of Bokes
Creek thence southerly along the meanderings of Bokes Creek
to the corner of Ora Cunningham's property; thence in an easterly
direction following the meanderings of the Cunningham
property to the place of beginning, the junction of the lines
of the Cunningham and Christopher Meyer properties, con-
taining 10/100 of an acre, more or less. Being the premises
conveyed by P. D. Lind to Ed. S. Grandstaff January 2nd 1915. vol. of
Deeds No. 100 page 608. also refer to quiet claim deed
from John E. Newhouser to Edmund S. Grandstaff, dated
August 14th 1914. vol. of Deeds No. 109 page 357.

Fifth Tract. Also the following premises, situated in the
State of Ohio, County of Union and Township of Leetown, being
part of Survey No. 3696, and bounded and described as
being a tract of land, containing 2 acres, more or less,
lying between the old and new channels of Bokes Creek,
and being part of the premises conveyed by Clayton Reed,
and wife to Edmund S. Grandstaff, June 30th 1914. vol. of Deeds
No. 110 page 192. containing 2 acres, more or less.

containing in all 4.41 acres, more or less. Said sale
to be for Cash. you will make return of your proceedings
to this Court forthwith upon execution of this order.

Witness my signature and the Seal of said Probate
Court, at Mansville, Ohio, this 28 day of May, 1921.

[Signature] W. H. Heusted, Probate Judge
Return

9610

To the Probate Court of Union County, Ohio:

Return

In obedience to the foregoing order, I have caused the
same to be duly executed, as will fully appear by the
proceedings hereto attached. Dated the 9th day of June, 1921.

Marietta Grandstaff, Executrix of the estate of Edmund S. Grandstaff, Dec.
Report of Sale.

In obedience to the within order, I sold said premises,
on the 28 day of May, 1921, to Helen Magna Williams
for the sum of Three Thousand Dollars - said sum being
the appraised value of the same.

Marietta Grandstaff, Executrix of the estate of
Edmund S. Grandstaff, Deceased.

Final Record, Union County Probate Court

9610

Dated the 8th day of June, 1921.
The State of Ohio, Franklin County, ss.
The above named Marietta Grandstaff, executrix, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.

Marietta Grandstaff, executrix of the estate of Edmund S. Grandstaff, deceased. Sworn to before me and signed in my presence.

This 8th day of June, 1921. Elwood Murphy, Notary Public

9611

Entry:
Marietta Grandstaff, executrix,
of the estate of
Edmund S. Grandstaff, deceased.
Plaintiff.
P.

Probate Court, Union County, Ohio,
No. 9610

Entry Confirming Sale.

Marietta Grandstaff, widow etc.

This day this cause came on to be heard upon the report of a private sale of the property described in the petition herein; and, there appearing to be no objection to the sale, it was submitted to the court upon such return and sale.

Whereupon the Court finds, upon consideration of the same, that said sale has been duly and legally made in conformity to law, and the former orders of this court.

Wherefore it is ordered that the same be and is hereby approved and confirmed. And it is further ordered that said Marietta Grandstaff, as such executrix, make to the purchaser, Helen Mays Williams, a good and sufficient deed for the premises sold.

W. H. Husted, Probate Judge.

9612

Journal Entry:
Marietta Grandstaff, Executrix,
of the Estate of Edmund S. Grandstaff,
Deceased, Plaintiff.

Probate Court, Union County, Ohio,
June, 9th 1921.

Petition To Sell Real Estate,

Order of
Distribution

Marietta Grandstaff, widow etc.,
Defendants.

Order of Distribution, etc.

This day this cause came on to be heard upon the pleadings herein and upon the motion to distribute the proceeds of the sale, amounting to the sum of Three Thousand Dollars; and the said Marietta Grandstaff, widow having by answer herein waived, and relinquished her dower interest.

It is ordered that said Executrix, out of the money in her hands, pay first to the treasurer of this county the sum of \$19.⁸⁷ being the taxes, penalty and interests thereon, against said property. Second, the costs and expenses incurred in the sale of said property, including an attorney fee of \$140.⁰⁰ to Elwood Murphy, and Fifth:—

It is further ordered that the balance of said proceeds, amounting to the sum of \$2840.¹³ be accounted for by said

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Final Record, Union County Probate Court

9610. Executrix according to law. And it is further ordered that this proceeding be recorded and that said petitioner pay the costs herein. Stayed at \$--- out of the proceeds of said sale. within ten days. W. H. Coated, Probate Judge.

9488 Filed Oct. 20th 1920. Ralph C. Peet Guardian of Leah Lucile Lake, minor. Plaintiff.

Guardian's Petition to Sell Real Estate, Probate Court, Union County, Ohio. No. 9488

vs. His said Ward Leah Lucile Lake, and Jessir W. Lake, Mrs Ruth Lake Mannasmith. Defendants.

Petition to Sell Real Estate, Petition.

The Plaintiff represents that he is the duly appointed and qualified guardian of Leah Lucile Lake, is a minor of the age of 10 years, on the 24th day of September 1920, and residing with Jessir W. Lake, at Richmond, Ohio. That no personal estate of any kind, belonging to said Ward, ever came into the possession of Plaintiff or exists to the knowledge of this petitioner. That said Ward is the owner in fee simple of an undivided one half interest (subject to the dower estate of Jessir W. Lake) in the following described real estate, situated in the County of Union State of Ohio, and in the Township of Clairbourne town: Beginning part of Survey No. 6293 Beginning at a stake in the center of the Hoskins Grant Road and at S.W. corner of the land of (formerly Frank J. Beninger); thence with the west line of said land N. 14° W. 44.76 poles to a stake; thence S. 73° 15' West 6.92 poles to a stake. Corner to 78/100 of an acre deeded to Mrs. W. Heasley, in 1898; thence with the line of said land, S. 6° E. 39.72 poles to a stake in the center of said Hoskins Grant Road thence with the center of said road, S. 87° 15' E. 15 poles to the beginning. Containing 3.05 acres more or less. Being the same premises conveyed by John W. Bell and wife to William H. Lake, March 1st 1920, by deed recorded in Union County Deed Record, No. 100 Page 609. Said real estate is worth annually nothing. That said Plaintiff has received no rents from the real estate of his Ward. That unless said real estate is sold your petitioner will not have any money to use for the maintenance and education of said Ward; that said real estate will not bring any income above the taxes, insurance and repairs.

duly sworn, diligent and that property granddaddy presence, Ohio, of Sale, now the the petition sale, it sale, the same, made in st. is hereby that the ient deed Judge Ohio, 21. Estate, etc. the the pro- ce thousand having no out of the his County interests ats and including Fifth: No. ceeds. for by said

Final Record, Union County Probate Court

9488

That the sale of said real estate is necessary to provide for the maintenance and education of said Ward.

The Plaintiff therefore prays that said Leah Lucile Lake, Minor, Jessie W. Lake, the widow of William W. Lake, deceased, and Ruth Lake Mamasnick, may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed, and for other proper relief. Ralph C. Peck, Guardian of the State of Ohio Union County, ss.

Ralph C. Peck being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes.

Ralph C. Peck.

Sworn to before me and signed in my presence, this 20th day of October, 1920.

L. W. Harper, Notary Public.

Journal Entry: Orders Fixing Time of Hearing ^{and} for Notice, Probate Court, Union County, Ohio.

October 20th 1920.

Petition To Sell Real Estate

Order for Notice.

9488

Order Fixing Time of Hearing and for Notice

Ralph C. Peck, Guardian of Leah Lucile Lake, a minor, vs Plaintiff
Jessie W. Lake, et al. Defendants.

This day Ralph C. Peck, Guardian of Leah Lucile Lake, minor, appeared in open court, and filed his petition duly verified, asking for the sale of real estate therein described, belonging to his said Ward. It is ordered that the time of hearing said petition be and hereby is fixed for the 25th day of October 1920, at one o'clock P.M.

It is further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said Leah Lucile Lake, his Ward, and to Jessie Lake and Ruth Lake Mamasnick all persons entitled to the next of inheritance in such real estate, Defendants, in writing to be served upon them personally, and by leaving copies thereof at the usual place of residence of each of them who can not be served personally three days before said day of hearing, and this cause is continued.

Eduard W. Porter, Probate Judge.

Summons. Probate Court, Minor.

9488

Summons

The State of Ohio, Union County, ss.

To Ralph C. Peck, of Union County, Greeting:

You are commanded to notify Leah Lucile Lake a minor, making service of this summons upon her and also, if either of them can be found, upon her guardian or her father, or if neither her guardian nor her father can be found, then upon her mother, or the person having the care of such infant, or with whom she lives, that she has been sued by Ralph C. Peck.

9488

Leah Lucile Lake, Minor, et al. vs. Plaintiff

9488

The State of Ohio, Union County, ss. To the Plaintiff

9488

Notice

Ralph C. Peck, Guardian of Leah Lucile Lake, minor, vs. Plaintiff

9488

Summons of Widow

Ralph C. Peck, Guardian of Leah Lucile Lake, minor, vs. Plaintiff

Final Record, Union County Probate Court

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her Guardian, in the Probate Court of Union County, and that unless she answer by the 25th day of October 1920, the petition of said Plaintiff against her filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make due return of this summons on the 25th day of October 1920. Witness my hand and the seal of said Court, this 20th day of October, 1920.
Eduard W. Foster, Probate Judge, ^{3rd} Ex-Officio
Clerk of the Probate Court of said County.

9488
The State of Ohio, Union County, ss.
I, Ralph C. Beck, being duly sworn, say that I served this writ by delivering a copy thereof, with the endorsements thereon personally to the within named minor defendant Leah Lucile Lake, October 22-1920, and to Ralph C. Beck the plaintiff in this action who is also the guardian of such infant (the father being dead) and, also to Jessie W. Lake, the mother of said infant and the person with whom she resides.
Ralph C. Beck
Done to before me and signed in my presence, this 25th day of October, 1920.
C. W. Koopce, Notary Public.

9488
Widow
In the Probate Court of Union County, Ohio,
No. 9488
Ralph C. Beck, Guardian of Leah Lucile Lake, Minor
Plaintiff
Leah Lucile Lake, Jessie Lake, Ruth Lake Mammouth, Consent to Sell
Defendants
Mrs. the undersigned parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debt hereby waive service of process and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.
Mrs Jessie W. Lake, Ruth Lake Mammouth,
Ar. now of Widow.

9488
Answer of Widow
Ralph C. Beck, Guardian of Leah Lucile Lake, Minor
Plaintiff.
Leah Lucile Lake et al.
Defendants
Proceedings to Sell Real Estate.
And now comes Jessie W. Lake, one of the defendants in the above entitled cause and voluntarily enters her appearance herein, and for her answer to the

Final Record, Union County Probate Court

9458

petition in this case filed, says: that she is the widow of William H. Lake deceased, and, as such is entitled to dower in the premises described in said petition; that her age is sixty years; that she consents to the sale of the real estate of said decedent, as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds, or in rents and profits, and asks the court that said premises may be sold free from her dower estate therein and that the value of such dower estate may be allowed and paid her in money, out of the proceeds of such sale, as the court may deem reasonable.

Mrs Jessie H. Lake.

The State of Ohio, Union County, ss.
Jessie H. Lake, being duly sworn, make oath, that the facts stated in the foregoing cause are as she believes true.

Mrs Jessie H. Lake.

Sworn to by said Jessie H. Lake, before me, and signed by her in my presence, this 25th day of October, A. D. 1920.

A. J. Miller, Notary Public

9458

Journal Entry: Order On Hearing, of appraisement, etc.
Probate Court, Union County, Ohio
October 26- 1920.

Orders
on hearing
of
appraisement
etc.

Ralph L. Beck Guardian of
Estate Lucile Lake, minor Plaintiff.
Herb Ward et al. Defendants.

This day this cause came on to be heard upon the petition evidence and testimony and the Court being fully advised in the premises finds that all the defendants herein have been duly and legally notified of the pendency and prayer of the petition, and are not properly before the court; that the statements and allegations in said petition are true. That said Jessie H. Lake, widow of William H. Lake, deceased, is entitled to dower in said real estate; that said widow by her answer herein waives the assignment of dower in said premises by metes and bounds, or in rents and profits, and consents to the sale of said premises free from her dower estate therein. and the Court being satisfied that the real estate described in the petition ought to be sold as prayed for.

It is ordered that F. C. Peunig, head Price, and J. B. Cowison judicious freeholders of the County, and not of kin to the petitioner, be and they hereby are appointed to appraise said lands, at their fair cash value, free from the dower estate of said Jessie H. Lake, therein.

It is further ordered that said appraisers be sworn as required by law, and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 26th day of October, 1920, and this cause is continued.

Edward W. Porter

Probate Judge.

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Order of Appraisement

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Oath of Appraisers

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Final Record, Union County Probate Court

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 Order of Appraisement
 The State of Ohio, Union County, ss. Probate Court.
 To Ralph C. Peet, Guardian of Leah Lucile Lake, minor. Greeting:
 In obedience to an order and decree of the Probate Court of Union and for said County, made this day in a certain cause, wherein you as Guardian of Leah Lucile Lake, a minor are Plaintiff and Leah Lucile Lake, et al. are Defendants, you are commanded that by the oath of F. C. Penny, Cad Price and J. H. Morrison, judicious disinterested men of the vicinity, not of kin to the purchaser, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to laws of the following described premises, free from the dower estate of Jessie W. Lake, therein to wit: Bring an undivided one-half of the following described real estate situated in the County of Union, State of Ohio, and in the Township of Clarkburn, to wit: Bring part of Survey No. 6293. Beginning at a stake in the center of the Hopkins Grant Road, and at S. W. Corner of the land of (formerly Frank J. Perin, et al); thence with the West line of said land N. 14° 34' 44" W. 44.16 poles to a stake; thence S. 73° 15' West 6.92 poles to a stake, corner to 78/100 of an acre deeded to Geo. W. Hanley in 1898; thence with the line of said land S. 6° E. 29.72 poles to a stake in the center of said Hopkins Grant Road; thence with the center of said road S. 87° 15' E. 15 poles to the beginning, containing 3.55 acres more or less.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you there and there this writ.

Witness my signature as Judge and ex-officio Clerk of our said Probate Court, and the Seal of said Court, at Marysville, Ohio, this 26th day of October, 1920.

Edmund H. Porter, Probate Judge.

9488
 Return
 To the Probate Court of Union County, Ohio.
 In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 26th day of Oct. 1920.
Ralph C. Peet

9488
 Oath of Appraisers
 The State of Ohio,
 Union County, ss.
 We, the undersigned appraisers, do hereby solemnly oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties

Final Record, Union County Probate Court

9486

required of us in pursuance of the foregoing order.
F. O. Perry, Cash Price, J. W. Harrison Appraisers.
Shown to before me, and signed in my presence, this 26-
day of October, 1920. ~~Wm. A. J. Miller~~, Notary Public.
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Appraisers' Return.

Appraisers' Return

In obedience to the foregoing order after being first duly sworn, and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at Seventeen Hundred and Seventy Two and 08/100 Dollars, free from said down estate of said Jasiah K. Lake, widow herein. Given under our hands this 26th day of October 1920. F. O. Perry, Cash Price, J. W. Harrison, Appraisers.

9488

Journal Entry: Order Appointing appraisement and for Bond, Probate Court Union County, Ohio, Oct. 26th 1920

9488

Order Appointing appraisement and for Bond.

Ralph C. Peet, Esq. of Lake Lucile Lake, Minor. Plaintiff vs. Lake Lucile Lake et al. Defendants. Order for Bond -

Application Raep
To sell of
Real Estate
at
Private Sale

This day came the said Plaintiff, by his attorney, and produced to the court the report of an appraisement herein made by F. O. Perry, Cash Price, and J. W. Harrison in pursuance of a former order of this court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said Ralph C. Peet execute within ten days, to the State of Ohio a bond with sufficient freehold security, to be approved by the court, in the sum of thirty six hundred (\$3600.00) Dollars, conditioned according to law, and this cause is continued. Edward H. Porter, Probate Judge.

9488

Bond.

Guardian's Bond.
Know all men by these Presents, That Mr. Ralph C. Peet, Esq. Minor and Miss Stoverider, are held and firmly bound unto the State of Ohio in the sum of thirty six thousand and 00/100 Dollars, for the payment of which Mr. Peet, jointly and severally, bind ourselves, our heirs, executors and administrators.

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Order

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Signed by us and dated at Mansville, Ohio, this 26th day of October A. D. 1920. The condition of the above obligation is such, that whereas the above bond Ralph C. Peet was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of Lake Lucile Lake, Minor. And whereas the said Ralph C. Peet, as such guardian, has filed a petition in said Probate Court, asking an order for the sale of certain real estate of said ward, described in said petition which under proceedings in said court duly had, has been appraised at the sum of thirty six

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9488 hundred dollars. And whereas said Court, on the 26-day of October, 1920, made an order requiring said Guardian to execute a bond according to the Statute in such cases made and provided. Now, if the said Ralph C. Peet as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

Ralph C. Peet. A. J. Miller, Notary Public.
 Executed in Presence of G. J. Ziegler, J. F. Rapp.

This Bond approved in open Court, this 26-day of October, 1920. Wm. H. Porter, Probate Judge.

9488

Application to Sell Real Estate at Private Sale
 Probate Court, Union County, Ohio.

Application	Ralph C. Peet, Guardian	vs.	Lucile Lake, Minor, Plaintiff
To Sell	Real Estate		
at	Private Sale		
Private Sale	Lucile Lake, Minor et al.		Defendant

The said Plaintiff represents that it would be for the best interest of the said Ward to sell the real estate described in the petition in this case at private sale, for the following reasons: That the interest of said Ward in said real estate can be sold for a larger sum at private sale than at public sale.

And he therefore asks for an order authorizing him to sell said real estate at private sale.

Ralph C. Peet, Guardian of Lucile Lake, Minor.

9488

The State of Ohio, Union County, Ohio.

Oath

Ralph C. Peet being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes.

Sworn to before me and signed in my presence, this 26-day of October, 1920. Wm. H. Porter, Notary Public.

9488

Affidavit of Disinterested Persons

The State of Ohio, Union County, Ohio.
 Milo Strossmider and J. H. Wood being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to and that it will be more for the interest of the said Lucile Lake, Minor, to sell said real estate at private sale than at public sale, as they verily believe.

Milo Strossmider, J. H. Wood.

Sworn to before me, and signed in my presence, this 26-day of October, 1920. A. J. Miller, Notary Public.

Final Record, Union County Probate Court

9458

Order Approving Bond for Private Sale.

Probate Court, Union County, Ohio.

October 26th 1920.

Ralph B. Peet, Esq.
of Leab Lucile Lake, minor.
Plaintiff

Petition to Sell Real Estate

Leab Lucile Lake, minor, et al. Defendants Order of Sale.

Order
Approving
Bond
for
Private Sale.

This day this cause came on further to be heard, and it appearing to the Court that the said Ralph B. Peet the plaintiff above named has given bond as heretofore ordered, in the sum of thirty six hundred dollars with A. J. Miller and Miles Strossmider freeholders as sureties, it is ordered that said bond be and hereby is approved, and it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said Ward to sell the real estate described in the petition at private sale. It is therefore further ordered that said Ralph B. Peet as such guardian proceed to sell said real estate far from doors, at private sale, for not less than the appraised value thereof, on the following terms to wit: \$1420⁰⁰ cash in hand on day of sale. Balance in deferred payment. And said petition is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

E. H. Potter, Probate Judge.

Order of Sale.

The State of Ohio, Union County, ss. Probate Court.

9458

Order
of
Sale

To Ralph B. Peet, Guardian of Leab Lucile Lake, Minor, Plaintiff; In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause No. 9458 now pending in said Court, wherein you as Guardian of Leab Lucile Lake, Minor, are Plaintiff and your Ward et al. are Defendants, you are commanded to proceed according to law to sell at private sale, for not less than the appraised value thereof far from the doors of Jessie Lake widow of William H. Lake, deceased, the following described premises, to wit: Situated in the County of Union, in the State of Ohio and in the Township of Clairmont and bounded and described as follows: Being part of Survey No. 62-93, Beginning at a stake in the center of the Hoskins Grant Road and at S.W. Corner of the land of (formerly Frank J. Beringer); thence with the West line of said land N. 14° N. 44.16 poles to a stake; thence S. 73° 15' West 6.92 poles to a stake; corner to 78/100 of an acre deeded to Gro. H. Hanley in 1898; thence with the line of said land S. 6° E. 39.72 poles to a stake in the center of said Hoskins Grant Road; thence with the center of said road S. 87° 15' E. 15 poles to the beginning.

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Leab
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Defendants
Order of
Sale

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Return

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Report
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Orders
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Final Record, Union County Probate Court

9488 containing 3.05 acres more or less. Said sale to be at private sale, and to be upon the following terms: Interest of Leah Lucile Lake at \$1772.⁰⁸ of which \$1420.⁰⁰ is to be cash and balance deferred payments. Entire tract of 3.05 acres is sold upon following terms: \$1420.⁰⁰ cash, 1000.⁰⁰ payable March, 1920, 1000.⁰⁰ payable March 1921, 830.⁰⁰ payable March, 1922. Total 4250.⁰⁰. The deferred payments to be secured by mortgage on the premises and to bear interest from the day of sale, payable annually. You will make return of your proceedings to this Court, forthwith upon execution of this order. Witness my signature and the seal of said Probate Court, at Mansfield, Ohio, this 3-day of November A. D. 1920. Edward W. Porter, Probate Judge.

9488 Return To the Probate Court of Union County, Ohio: In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 3-day of November, 1920. Ralph C. Peet, Guardian of Leah Lucile Lake, minor.

9488 Report of Sale In obedience to the within order, I sold said premises on the 3-day of November, A. D. 1920 to Ruben F. Congill for the sum of Seventeen hundred and seventy-Two and ⁰⁸/₁₀₀ Dollars said sum being the appraised value of the same. Ralph C. Peet, Guardian of Leah Lucile Lake, minor. Dated the 3-day of November, A. D. 1920.

9488 The State of Ohio, Union County, ss. The above named Ralph C. Peet Guardian of Leah Lucile Lake, minor, being duly sworn, say that the sale above reported has been made after diligent endeavor, to obtain the best price for said property, and that said sale is for the highest price he could get for said property. Ralph C. Peet, Gdn. of Leah Lucile Lake, minor. Sworn to before me and signed in my presence, this 3-day of November, A. D. 1920. C. A. Koepfer, Notary Public

9488 Journal Entry: Order approving and confirming sale. Probate Court, Union County, Ohio. November, 3- 1920. Order approving and confirming sale. This day this cause coming on to be heard on the report of Ralph C. Peet, Guardian of Leah Lucile Lake, minor.

9488 minor of his proceedings and sale under the former order of this Court, and upon the motion of said petitioner to confirm the sale made in obedience to said order: the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said dec'd. Lucile Duke, minor, in said real estate, to the purchaser Reuben T. Cowgill upon the payment of the purchase money. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$ - within ten days.
E. W. Porter, Probate Judge.

9655
Filed August 12, 1921
Edward W. Porter attorney

Guardians Petition To Sell Real Estate
Probate Court, Union County, Ohio,
vs.
Petition To
Sell Real Estate

Josephine B. Ritchie, Guardian
of Rosella M. Ritchie, Mary B. Ritchie,
Jerome C. Ritchie, and
John F. Ritchie, minors.
Plaintiff

vs.
His said wards,
Josephine B. Ritchie, widow, and
Warren H. Ritchie, Leiton H. Ritchie,
Defendants.

The Plaintiff represents that she is the duly appointed and qualified Guardian of Rosella M. Ritchie of the age of 17 years on the 9th day of April 1921; also of Mary B. Ritchie of the age of 15 years on the 22 day of July, 1921; also of John F. Ritchie, aged 11 years of age on the 17th day of June, 1921, and Jerome C. Ritchie, aged 13 years, on the 16th day of February, 1921.

That said wards are the owners in fee simple of the undivided four-sixths interest ^{the same subject to the dower estate of Josephine B. Ritchie, as widow, herein} of the following described real estate, situated in the County of Union, State of Ohio, and in the Township of Taylor, to-wit: Part of Survey No. 5386 Beginning in the east line of said Survey No. 5386 in the center of Blue creek ditch such east corner to William G. Site 30 acres in the same survey; Thence with said Survey line S. 10° 30' N. 30.55 poles to a stone corner; Thence with Title N. 79° N. 169.72 poles to a stone and pieces of tile in east line of James H. Robinson; Thence with Robinson's said line N. 10° 45' E. 52.88 poles to a stone; Thence S. 79° 15' E. 125.60 poles to the center of said Bluecreek ditch witness a stone on West bank; Thence with the center

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Final Record, Union County Probate Court

of said creek dip'd N. 5-8° 45' E. 6.84 poles with the center of said creek ditch to the angle thereof: thence with the center of said Bluecreek ditch S. 55° E. 43.60 poles to the beginning containing Fifty-five and Forty-five hundredths acres (55.45) more or less, and being the same lands conveyed to E.J. and A. J. Rinehart, and Daniel Lawfert by David Mulford. Also the undivided four sixths interest in the undivided one-half of the following described real estate, situate in Taylor Township, Union County, Ohio, being part of Survey # 5386 bounded and described as follows: Beginning at a stone in the east line of said Survey No. 5386 and at the north east corner of land now owned by James W. White, thence with the north line of said land and a line of the lands of Harry Dockrue and Jerome Ritchey N. 78° 15' W. 170.32 poles to a stone in the east line of Albert Mastine land thence with said line, and the east line of Samuel Bell's land, N. 11° 45' E. 61.52 poles to a stone, a corner to said Kells land, thence with another line of said land and a line of E.J. and A. J. Rinehart's land S. 78° 15' E. 170.32 poles to a stone: a corner to said land in the east line of said survey: thence with said survey line, S. 11° 45' W. 61.52 poles to the beginning, containing 65 acres more or less, and being the same lands deeded to this grantee by Jerome Ritchie and wife dated March 27th 1891. Recorded in Vol. 66 page 549, containing 22 acres. Also the same land deeded by Roland D. Hofforth to this grantee dated April 4th 1890. Recorded in Vol. 64 page 436, containing 43 acres. Said real estate is worth approximately one hundred (\$100-) Dollars. That said Plaintiff has received no rents from the real estate of her wards. That the sale of said real estate is necessary in order to procure the funds to aid in the maintenance, education, and control of said minors during the minority of said wards. The Plaintiff therefore prays that said Josephine B. Ritchie, Warren B. Ritchie, Leletons W. Ritchie, adults, and said Rosella W. Ritchie, Mary B. Ritchie, Jerome C. Ritchie, John F. Ritchie minors, may be made Defendants to this petition and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed, and for other proper relief. Josephine B. Ritchie, Guardian of the State of Ohio, Union County, ss.

Josephine B. Ritchie, being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as she

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Final Record, Union County Probate Court

Verily believe Josephine B. Ritchie,
known to before me and signed in my presence, this 12th day of
August, 1921. Edward H. Porter, Notary Public

Journal Entry: Order fixing time of hearing for notices,
Probate Court, Union County, Ohio

Josephine B. Ritchie Guardian of
Rosella M. Ritchie, Mary B. Ritchie,
Jerome C. Ritchie, and
John F. Ritchie, minors.

August, 12th 1921.

Petition To Sell Real Estate

Plaintiff

Order for Notice.

Her Wards et al, Defendants.

This day Josephine B. Ritchie Guardian of Rosella M. Ritchie
Mary B. Ritchie, Jerome C. Ritchie, and, John F. Ritchie, minors
appeared in open Court and filed her petition duly verified,
asking for the sale of real estate therein described, belonging
to her said Wards Rosella M. Ritchie, Mary B. Ritchie, Jerome C. Ritchie
and John F. Ritchie, minors. It is ordered that the

time of hearing said petition be and hereby is fixed for the
15th day of August, 1921, at 1.0'clock, P.M. It is further

ordered that said Guardian cause notice thereof, and of the
filing and demand of said petition, to be given to
said Rosella M. Ritchie, Mary B. Ritchie, Jerome C. Ritchie, and,
John F. Ritchie, her Wards, and to Josephine B. Ritchie; Warren
H. Ritchie, and, Melton H. Ritchie all persons entitled to the
next estate of inheritance in such real estate, Defendants;
in writing to be served upon them personally, and by
leaving copies thereof at the usual place of residence
of each of those who cannot be served personally, 2
days before said day of hearing, and this cause is
continued.

W. H. Crosted, Probate Judge

Plaintiff

In the Probate Court of Union County, Ohio

Josephine B. Ritchie, Guardian of
Rosella M. Ritchie, Mary B. Ritchie,
Jerome C. Ritchie, John F. Ritchie Minors

No.

Petition To Sell Real Estate

Plaintiff

Rosella M. Ritchie, Mary B. Ritchie,
Jerome C. Ritchie, John F. Ritchie Minors.
Josephine B. Ritchie, Warren H. Ritchie
Melton H. Ritchie, Defendants.

Waiver of Process and
Consent To Sell.

We, the undersigned, parties defendant in the above
entitled cause for the sale of Real Estate, of the estate
of said decedent to pay debts, hereby waive service of
process, and, consent to the sale of the Real Estate in said
Petition mentioned, as herein prayed for, and the statu-
tory time for pleading is hereby waived and we
consent that said Petition may be heard at such

time as may be by the Court ordered.

Warren H. Ritchie Eleton W. Ritchie

Order For Notice.

Probate Court, Union County, Ohio.

Josephine B. Ritchie, Guardian of No.
 Rosella W. Ritchie, et al. Defts. Proceedings to Sell Real Estate
 vs said Ward et al. Defts. Order for Notice

To Josephine B. Ritchie, Guardian:
 you are hereby ordered to give notice to Rosella W. Ritchie, Mary B. Ritchie, Jerome C. Ritchie, and John F. Ritchie your wards, and Josephine B. Ritchie, widow of Joseph W. Ritchie, Warren H. Ritchie, Eleton F. Ritchie, Defendants to your petition, this day filed in said Probate Court, for assignment of dower and sale of the following described real estate of said ward, of the filing of said petition and the time when the same will be heard: such notice to be given at least two days before the time hereinafter named for said hearing: The real estate so asked to be sold is described as follows, to-wit: It being the undivided four-sixths interest thereof, and Park of Survey No. 538. Beginning at the east line of said Survey No. 538, in the center of Blumcreek ditch south-east corner to William H. Siler 30 acres in the same survey; thence with said Survey line S. 10° 30' W. 40.55 poles to a stone corner; thence with Siler N. 79° W. 169.72 poles to a stone and piece of timber in east line of James W. Robinson; thence with Robinson's said line N. 10° 40' E. 52.88 poles to a stone; thence S. 79° 15' E. 125.60 poles to the center of said Blumcreek ditch with a stone on West bank; thence with the center of said Creek ditch N. 55° 40' E. 6.84 poles with the center of said Creek ditch to the angle thereof; thence with the center of said Blumcreek ditch S. 55° E. 43.60 poles to the beginning, containing fifty-five and forty-five hundredths acres (55.45) more or less, and being the same lands conveyed to E. J. and A. D. Pinckert and Daniel Crawford by David Mulford. Also the undivided four-sixths interest in the undivided one-half of the following described real estate, situate in Taylor Township, Union County, Ohio, being part of Survey No. 5386 bounded and described as follows: Beginning at a stone in the east line of said Survey No. 5386, and at the north east corner of land now owned by James H. White, thence with the north line of said land and a line of the lands of Harry Dockum and Jerome Piskay N. 78° 15' W. 175.32 poles to a stone in the east line of Albert Martins land thence with said line, and the east line of Samuel Hall's land, N. 11° 40' E. 61.52 poles to a stone, a corner to said Hall's land, thence

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Final Record, Union County Probate Court

with another line of said land, and a line of E. J. and A. J. Pincus to land. S. 78° 15' E. 170. 32 poles to a stone, a corner to said land in the east line of said survey, thence with said survey line S. 11° 45' N. 61.52 poles to the beginning. Containing 65 acres more or less. And being the same land decided to this grantee by James Ritchie and wife dated March 27th 1891. Recorded in Vol. 66. Page 549. Containing 22 acres. Also the same land decided by Roland D. Hoffarth to this grantee dated April 4th 1890. Recorded in Vol. 64 Page 436. Containing 43 acres. Said petition was brought for hearing before said Probate Court at the office of the Judge of said Court in Mansfield, Ohio, on Monday the 15th day of August A. D. 1921 at One O'clock P. M. Said Guardian will make due return showing how he served this order. Witness my hand and the seal of said Court at Mansfield, Ohio, this 12th day of August 1921. *H. B. Coated*, Probate Judge.

Return

The State of Ohio, Union County.

I, Josephine B. Ritchie, being duly sworn, say, that on the 12th day of August 1921, I served this writ by delivering a true copy thereof personally to the within named Dorella M. Ritchie, Mary B. Ritchie, Jerome L. Ritchie, and John F. Ritchie, minors, and Josephine B. Ritchie who is the duly appointed and qualified guardian of said minors, and who is the Petitioner herein.

Josephine B. Ritchie.

Done at before me and signed in my presence, this 12th day of August, 1921. *Edward H. Potter*, Notary Public.

Answer of Widow.

In the Probate Court of Union County Ohio

Josephine B. Ritchie, Guardian of,
Dorella M. Ritchie, Mary B. Ritchie,
Jerome L. Ritchie, John F. Ritchie, Minors.

No. 1
Answer of Widow
Proceedings To Sell Real Estate.

vs.
Plaintiff,
Her said heirs, Defendants.

And now comes Josephine B. Ritchie one of the defendants in the above entitled cause and voluntarily enters her answer herein, and for her answer to the petition in this case filed, says: that she is the widow of said Joseph B. Ritchie deceased, and as such is entitled to dower in the premises described in said petition; that her age is 44 years; that she consents to the sale of the real estate of said decedent, as prayed for, and that she waives the assignment of her dower in said premises by dower and bounds, or in rents and profits; and asks the Court that said premises may be sold free from her dower estate therein and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such sale, as the Court may

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and A.D. corner to with said containing lands deceded Frank 27 27 acres. etc to this 4 36. com- hearing of said of August makes due to my hand is 12 day and yr.

deem reasonable Josephine B. Ritchie
The State of Ohio Union County ss.
Josephine B. Ritchie being duly sworn makes oath that the facts stated in the foregoing answer are as she believes true.
Josephine B. Ritchie
Sworn to by said Josephine B. Ritchie before me, and signed by her in my presence, this 12th day of August A. D. 1921.
Edward W. Porter, Notary Public.

Journal Entry: Order On Hearing of appraisement, etc, Probate Court, Union County, Ohio, August 15th 1921.
Josephine B. Ritchie, Guardian of Rosella M. Ritchie, Mary B. Ritchie, Jerome C. Ritchie, and John F. Ritchie, Minors, all Real Estate, Plaintiff
vs.
Her Wards, et al. Defendants, Order of appraisement.

This day this cause came on to be heard upon the petition, evidence and testimony and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally notified of the pendency and prayer of the petition, and are now properly before the Court. That the statements and allegations in said petition are true. The said Josephine B. Ritchie widow of Joseph W. Ritchie deceased is entitled to dower in said real estate. That said widow by her answer herein waives the assignment of dower in said premises by metes and bounds, or in rents and profits, and consents to the sale of said premises free from her dower estate therein. And the Court being satisfied that the real estate described in the petition ought to be sold as prayed for.

It is ordered that Messrs Martin, H. E. Langner and Jerome Allbaugh, judicious freeholders of this County, and not of kin to the petitioner, be and they hereby are appointed to appraise said lands, as a whole at their fair cash value, free from dower estate of said Josephine B. Ritchie, therein. It is further ordered that said appraisers be sworn as required by law, and afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 17th day of August 1921, and this cause is continued.

H. K. Kusted, Probate Judge.
Order of Appraisement.
The State of Ohio, Probate Court
Union County ss.
To Josephine B. Ritchie, Guardian of Rosella M. Ritchie, Mary B. Ritchie, Jerome C. Ritchie, and John F. Ritchie, Minors. Meeting:

Final Record, Union County Probate Court

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Guardian of Rosella W. Ritchie, Mary B. Ritchie, Jerome C. Ritchie, and John F. Ritchie, minors, are Plaintiff and her said executors et al. are Defendants, you are commanded that by the oaths of W. E. Langley, Jerome Albaugh and Monroe Martin, three judicious disinterested men of the vicinity, not of kin to the petitioner who are freeholders of the County in which said real estate is situated, and upon actual view you cause a just valuation and appraisement to be made according to ^{of the undivided 4/6 interest} law of the following described premises, first of the donor estate of Josephine B. Ritchie, widow of said Joseph W. Ritchie, deceased, therein to wit: Situated in the County of Union, State of Ohio, and in the Township of Taylor, and Part of Survey No. 53B, Beginning in the east line of said Survey No. 53B, in the center of Bluescreek ditch south east corner to William G. Bates, 30 acres in the same Survey; thence with said Survey line S. 10° 30' N. 40.50 poles to a stone corner; thence with Title N. 79° N. 169.72 poles to a stone and piece of tile in east line of James H. Robinson; thence with Robinson's said line N. 10° 45' E. 52.88 poles to a stone; thence S. 79° 15' E. 125.60 poles to the center of said Bluescreek ditch witness a stone on west bank; thence with the center of said creek ditch N. 58° 45' E. 6.84 poles with the center of said creek ditch to the angle thereof; thence with the center of said Bluescreek ditch S. 55° E. 43.60 poles to the beginning containing fifty-five and forty-five hundredths acres (55.45) more or less, being the same lands conveyed to E. J. and A. D. Reinhardt and Daniel Carfoot, by David Winford. Also the undivided four-sixths interest in the undivided one-half of the following described real estate, situate in Taylor Township, Union County, Ohio, being part of Survey # 53B bounded and described as follows: Beginning at a stone in the east line of said Survey No. 53B, land, at the north east corner of land now owned by James H. White thence with the north line of said land and a line of the lands of Harry Dockum, and Jerome Richy N. 75° 15' N. 170.32 poles to a stone in the east line of Albert Martin's land thence with said line and the east line of Samuel Hall's land: N. 11° 45' E. 61.52 poles to a stone, a corner to said Hall's land, thence with another line of said land and a line of E. J. and A. D. Reinhardt's land, S. 78° 15' E. 170.32 poles to a stone, a corner to said land in the east line of said Survey, thence with said Survey line S. 11° 45' N. 61.52 poles to the beginning, containing 65 acres more or less, and being the same lands I deeded to this grantee by Jerome Ritchie and wife dated March 27-1891 Recorded in Vol. 66 Page 549, containing 22 acres

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Also the same land deeded by Roland D. Koffroth to this grantee dated April 4- 1890. Recorded in Vol. 64 page 436. Containing 4.3 acres. You will make return of your proceedings herein to our said Probate Court, forthwith upon execution of said order, and have you then and there this writ. Witness my signature as Judge and ex-officio clerk of our said Probate Court and the Seal of said Court, at Mansville, Ohio, this 15- day of August, 1921.

W. H. Husted Probate Judge

Return,

To the Probate Court of Union County, Ohio.

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceeding hereto attached. Dated the 17- day of August, 1921.

Josephine B. Ritchie, Guardian.

Oath of Appraisers.

The State of Ohio, Union County, ss.

We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

W. E. Langhry, Monroe Martin, Jerome Allbaugh Appraisers.

Sworn to before me and signed in my presence, this 17- day of August, 1921. ^{Seal} Edward W. Potter, Notary Public, Union Co. Ohio.

Appraisers' Return.

In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises, herein described, we, the undersigned appraisers, estimate the value of said real estate at thirty-one hundred and fifty-five and ⁶/₁₀₀ Dollars, free of said donor estate of said Josephine B. Ritchie, widow of said Joseph W. Ritchie, deceased.

Sworn under our hands this 17- day of August, 1921

Monroe Martin, W. E. Langhry, Jerome Allbaugh.

Journal entry: orders approving appraisement for Bond.

Probate Court, Union County, Ohio,

August 17- 1921

Josephine B. Ritchie, Guardian
of Rosella B. Ritchie, Mary B. Ritchie
Jerome B. Ritchie vs John F. Ritchie, minor.
Plaintiff

Her Wards, et al. Defendants. Order for Bond

This day came the said Plaintiff, by her attorney and produced to the Court, the report of an appraisement herein made by Monroe Martin, W. E. Langhry, and Jerome Allbaugh in pursuance of a former order of this Court: and, it appearing upon examination that said report is in all

Final Record, Union County Probate Court

respects regular and correct. it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said Josephine B. Ritchie, as Guardian execute within 1 day to the State of Ohio, a bond with sufficient freehold, sureties, to be approved by the Court, in the sum of Five thousand (\$5,000-) Dollars, conditioned according to law, and this cause is continued.

W.H. Husted, Probate Judge

Guardian's Bond.

Know all men by these Presents, that we, Josephine B. Ritchie, Milton Braitthwait and Jo. E. White are here and firmly bound unto the State of Ohio, in the sum of Five thousand Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators. Signed by us, and dated at Marysville, Ohio, this 17. day of August, 1921.

The Condition of the above obligation is such, that whereas the above bound Josephine B. Ritchie was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, guardian of Rosella M. Ritchie, Mary B. Ritchie, Jerome C. Ritchie and John F. Ritchie, and whereas the said Josephine B. Ritchie as such Guardian has filed a petition in said Probate Court, asking an order for the sale of certain real estate of said wards described in said petition, which under proceedings in said Court, duly had, has been appraised at the sum of thirty one hundred, and fifty five and 6/100 Dollars.

and whereas said Court on the 17. day of August 1921 made an order requiring said Guardian to execute a bond according to the Statute in such cases made.

Now, if the said Josephine B. Ritchie as Guardian aforesaid shall faithfully discharge her duties as such Guardian, and faithfully pay over, and account for, all moneys arising from the sale of said Real estate according to law, then this obligation to be void, otherwise to remain in full force.

Josephine B. Ritchie, Milton Braitthwait, Jo. E. White
This Bond, approved in open Court, this 17. day of Aug. 1921.
W.H. Husted, Probate Judge.

Journal entry: Probate Court, Union County, Ohio.
Josephine B. Ritchie, Guardian, August, 17-1921,
of, Rosella B. Ritchie, et al. minors, approving Bond
Plaintiff

Her said wards et al. Defendants, and ordering sale.
This day this cause came on further to be heard and it appearing to the Court that the said Josephine B. Ritchie the plaintiff above named has given

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bond as heretofore ordered, in the sum of Five thousand (\$5,000) Dollars, with Milton Braithwaite and Jos. E. White free holders as sureties; it is ordered that said bond be and hereby is approved.

and, it is made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said wards, to sell the real estate described in the petition at public sale. It is therefore further ordered that said Josephine B. Ritchie as such guardian proceed according to law, to sell at public auction the real estate described in the petition free of dower of Josephine B. Ritchie widow hereinafter, for not less than $\frac{2}{3}$ the appraised value of said real estate, on the following terms, to wit: Cash in hand on day of sale.

It is further ordered, that said petitioner give notice 4 weeks consecutively of the terms and time and place of sale, prior thereto, in some newspaper printed and of general circulation in Union County, this, where said real estate is situate Taylor Township Union County, this, and, said petitioner is ordered to make return to this Court, immediately after such sale is made, and, this cause is continued.

W. H. Husted, Probate Judge

Order of Sale.

The State of Ohio, Union Co. ss. Probate Court,
 To Josephine B. Ritchie, guardian of Rosella W. Ritchie, Mary B. Ritchie, Jerome C. Ritchie and John F. Ritchie, minors. Petitioner;
 In obedience to an order and decree of the Probate Court, within and for said county, made on the 17 day of August, 1921, in a certain cause no. 9635, now pending in said Court, wherein you as guardian of Rosella W. Ritchie, Mary B. Ritchie, Jerome C. Ritchie and John F. Ritchie, minors, are Plaintiff and your wards et al are Defendants, you are commanded to proceed according to law, to sell at Public sale, for not less than $\frac{2}{3}$ the appraised value thereof free of the dower of Josephine B. Ritchie widow of Joseph W. Ritchie deceased, the undivided four sixths interest in the following described premises to wit: Situate in the Township of Taylor, County of Union, and, State of Ohio, part of Survey no. 5386, and being the undivided four sixths interest of the following described real estate, to wit:
 Beginning in the east line of said Survey no. 5386 in the corner of Blue creek ditch south east corner to William G. Sites Co across in the same Survey; thence with said Survey line S. 10° 35' W. 40.55 poles to a stone corner; thence with Lines N. 79°

Final Record, Union County Probate Court

N. 169. 42 poles to a stone and pieces of tile in east line of James W. Robinsons; thence with Robinsons said line N. 10° 45' E. 52.88 poles to a stone; thence S. 79° 15' E. 125.60 poles to the center of said Blunsack ditch witness a stone on west bank; thence with the center of said creek ditch N. 58° 45' E. 6.84 poles with the center of said creek ditch to the angle thence; thence with the center of said Blunsack ditch S. 55° E. 43.00 poles to the beginning containing Fifty five and Forty five hundredths (55.45) more or less, and bring the same lands conveyed to E.J. and A.D. Reinhardt & Daniel Gault. by David Somford. Also, the undivided four sixths interest in the undivided one half of the following described real estate, situate in Taylor Township Union County, Ohio, being part of Survey # 5386 bounded & described as follows: Beginning at a stone in the east line of said survey no. 5386, and at the north east corner of land now owned by James W. White, thence with the north line of said land, and a line of the lands of Barry Dockum and Jerome Richy N. 78° 15' W. 170.32 poles to a stone in the east line of Albert Martins land, thence with said line, and the east line of Samuel Ball's land, N. 11° 45' E. 61.52 poles to a stone, a corner to said Ball's land, thence with another line of said land, and a line of E.J. and A.D. Reinhardt's land, S. 78° 15' E. 170.32 poles, to a stone, a corner to said land, in the east line of said survey, thence with said survey line S. 11° 45' W. 61.52 poles, to the beginning. Containing 65 acres, more or less.

and bring the same lands, deeded to this grantee by Jerome Ritchie and wife dated, Mar. 27 - 1891. Recorded in Vol. 66. Page, 549, containing 22 acres. also, the same land deeded by Roland D. Kappoth to this grantee, dated April, 4 - 1890. Recorded in Vol. 64 Page, 436, containing 43 acres

Said sale to be full of the donor estate of said Josephine B. Ritchie, and to be upon the following terms; cash in hand, at the date of the execution of the deed herein. you will make return of your proceedings to this Court, within sixty days, from the date hereof, and, have you then and there this writ. Witness my signature and the seal of said Probate Court, at Marysville, Ohio, this 17 day of August, 1921.

W. H. Husted Probate Judge

Return
To the Probate Court, of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated Oct. 20 - 1921
Josephine B. Ritchie, Guardian as aforesaid

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Final Record, Union County Probate Court

Report of Sale

In obedience to the within order I duly advertised the real estate therein described for sale in the Marysville Tribune, for 4 consecutive weeks, prior to Oct. 8th 1921, the day of sale therein mentioned; stating the time and place and terms of sale; and on said day at hour of one o'clock P.M., I attended to the north door of the Court House, in Marysville, Union Co., O., and offered said real estate for sale, free of down estate of Josephine B. Ritchie, widow. Therein, when Milton Braithwaite bid to pay for the same, the sum of thirty-one hundred and fifty five ⁰⁰/₁₀₀ (\$3,155⁰⁰) Dollars, which being the highest bid that was offered, being 73% the appraised value of said premises. I then and there sold the same to him for that sum. Josephine B. Ritchie, Edm. of Rosella M. Ritchie, Mary B. Ritchie, Jerome C. Ritchie, John F. Ritchie, minors.

Dated the 28th day of Oct. 1921.
 The State of Ohio, Union County, ss. The above named Josephine B. Ritchie, Guardian, of Rosella M. Ritchie, Mary B. Ritchie, Jerome C. Ritchie, John F. Ritchie, minors, being duly sworn, says, that the sale above reported has been made after diligent endeavor to obtain the best price for said property, that said sale is for the highest price she could get for said property.
 Josephine B. Ritchie, Edm., as aforesaid, sworn to before me, signed in my presence, this 28th day of Oct. 1921.
 W. H. Husted, Probate Judge

Journal Entry; orders approving and Confirming Sale
 Probate Court, Union County, Ohio.
 Friday, October, 28-1921
 Josephine B. Ritchie Edm. of Rosella M. Ritchie; Mary B. Ritchie; Jerome C. Ritchie; John F. Ritchie, minors. Next. Her wards et. al.
 orders approving and Confirming Sale

This day this cause coming on to be heard on the report of Josephine B. Ritchie, Edm., of Rosella M. Ritchie, Mary B. Ritchie, Jerome C. Ritchie and John F. Ritchie, minors of her proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made.

It is ordered, that the same be and thereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all right, title and interest of the said Josephine B. Ritchie, as such Guardian, in said real estate to the purchaser, Milton Braithwaite upon the said purchaser paying to said guardian the consideration therefor in cash on delivery of the deed herein. It is further ordered that this proceeding be recorded, that said petitioner pay the costs \$---. W. H. Husted, Probate Judge

Notice of Sale of Real Estate
 The State of Ohio, Union Co., ss. Personally appeared before me, John H. Shearer, who made solemn oath, that the notice, a copy of which

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is here attached was published 4 consecutive weeks ^{over} after Sept. 7-1921 in the
Maysville Tribune. John B. Shearer. Given to inform me. ^{and} signed 29-Sept. 1921.

J. M. Hunter, Notary Public. Printed Form, # 21-52 ^{State}

In the matter of the Estate of Rosella M. Ritchie et al. minors. On order of Sale
In pursuance of an order of the probate Court of Union County, Ohio
I do offer for sale at public auction on the 8 day of Oct. 1921
at 1 o'clock P.M. at the north door of the Cornhouse in the
village of Maysville, the undivided $\frac{4}{6}$ interest of the following
described real estate situated in the Township of Taylor
County of Union and State of Ohio, part of Survey no. 5386
and beginning in the east line of said Survey no. 5386
in the center of Blues Creek ditch southeast corner to
William G. Sites 30 acres in the same Survey: Thence
with said Survey line South $10^{\circ} 30'$ West 40.00 poles to a
stone. Thence corner: thence with Tiles North 79° West 169.72
poles to a stone and pier of tile in east line of James
H. Robinson: thence with Robinson's said line North 10°
 $45'$ East 52.88 poles to a stone: thence South 79°
 $15'$ East 120.60 poles to the center of said Blues Creek
ditch, witness a stone on west bank: thence with the
center of said creek ditch North $58^{\circ} 45'$ East 6.84 poles
with the center of said creek ditch to the angle thereof:
thence with the center of said Blues Creek ditch South
 55° East 43.60 poles to the beginning containing
 55.45 more or less and bring the same lands conveyed
to E. J. and A. D. Rimhart and Daniel Campbell by David Mumford.

Also the undivided $\frac{4}{6}$ interest in the undivided $\frac{1}{2}$
of the following described real estate situated in Taylor
Township, Union Co. O. being part of Survey no. 5386 bounded
described as follows: Beginning at a stone in the east line of
said Survey no. 5386 and at the northeast corner of land
now owned by James H. White. Thence with the north line of said
land and a line of the lands of Harry Dockman, and
James Ritchie North $78^{\circ} 15'$ West 170.32 poles to a stone
in the east line of Albert Martin's land: thence with said line
and the east line of Samuel Hall's land North $11^{\circ} 45'$
East 61.52 poles to a stone, a corner to said Hall's land:
thence with another line of said land and a line of E. J.
and A. D. Rimhart's land South $78^{\circ} 15'$ East 170.32 poles to a
stone, a corner to said land in the east line of said
Survey thence with said Survey line South $11^{\circ} 45'$ West 61.52 poles to the beginning
containing 65 acres more or less. Terms of Sale: Cash in hand
on day of sale. Josephine B. Ritchie Adm. of Rosella M. Ritchie et al. ^{minors}
Sept 7-1921 14 M.

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From Page 87. Elisabeth Bishop, Guardian of
Lucile Bishop, et al. Plaintiff, R. Lee said Wards,
Probate Court, Union County, Ohio,
March 1 - 1921.

This day came the said Plaintiff, by her attorney, and produced to the Court the report of an appraisement herein made by George Lapp, Monroe Amrine and Addison Lee, in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed.

and it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said Wards to sell the real estate described in the petition at private sale, containing 63.10 acres.

It is therefore further ordered that said Elisabeth Bishop as such Guardian, proceed to sell said real estate, free of down, at private sale for not less than the appraised value thereof, on the following terms, to wit \$1931.²⁰ cash in hand on day of sale, deferred payments to be secured by mortgage on the premises sold and to bear interest, from the day of sale, payable annually. and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued,

W. H. C.usted Probate Judge.

9421
Order
of
Sale.

Order of sale - Free from down.
The State of Ohio, Union County ss. Probate Court,
To Elisabeth Bishop, Guardian of Lucile Bishop Elisabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop Executors,
In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Elisabeth Bishop, Guardian of Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop and Bernard J. Bishop, are Plaintiffs, and, Lucile Bishop et al. are Defendants, you are commanded to proceed according to law, to sell at Private sale, for not less than the appraised value thereof free from the down of Elisabeth Bishop, widow of Bernard J. Bishop, deceased, the following described premises, to wit:

Real estate situate in the State of Ohio, County of Union and Township of Leeburg, and part of Survey No. 5506, and being the south half of Lot No. 7, of the division of said Survey, bounded and described as follows:
Beginning at a stone (two bushes, ironwood and sugar) southeast corner of lands formerly owned by Sarah R. Kezler; thence (course corrected to the meridian) S. 85° W. 70.80 poles to the center of the Richwood and

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Order of Sale,
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9401 and Marysville Grant Road; thence with the center of said road N. 28° E. 31.85 poles to a point in the center of said Grant Road (witness a stone and tilt N. 85° E. 25 feet from the center of said Grant Road); thence N. 85° E. 53.40 poles to a stone and tilt in the line of said lands formerly owned by Sarah R. Kester; thence with the west line of said Kester lands. S. 5° E. 26.80 poles to the place of beginning, containing 10.60 acres, more or less.

The two tracts containing 63.10 acres, more or less.

Said sale, to be upon the following terms: \$1932.⁰⁰ cash in hand, and the balance, \$1855.⁰⁰ to be secured by first mortgage at 7% interest, payable semi-annually, due on or before 5-years with the privilege of paying \$100 or any multiple, at any interest period date. In default of the payment of any interest when due after a lapse of 60 days, the whole of said mortgage is to become due at the option of the holder.

The deferred payments to be secured by mortgage on the premises, and to bear interest from the day of sale, payable annually. You will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 2-day of August, 1921.
 H. H. Busted, Probate Judge.

9401

Return

To the Probate Court of Union County, Ohio;

Return

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 2-day of Aug. 1921.

Elisabeth Bishop

9401

Report of Sale

Report

of

In obedience to the within order, I sold said premises on the 2-day of August, 1921, to Ross Hill for the sum of thirty seven hundred and ninety seven ⁰⁰/₁₀₀ Dollars, said sum being the appraised value of the same.

Elisabeth Bishop

Dated the 2-day of August, 1921.

The State of Ohio, Union County ss.

The above named Elisabeth Bishop, Guardian of Lucile Bishop, et al. Minors, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property and that said sale is for the highest price she could get for said property.

Elisabeth Bishop.

Sworn to before me and signed in my presence this 2-day of August, 1921.

H. H. Busted, Probate Judge

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Final Record, Union County Probate Court

9401

Journal Entry: Probate Court, Union County, Ohio.
 Elisabeth Bishop, Guardian of Lucile Bishop et al. minors. Plaintiff.
 August 2 - 1921.
 Petition To Sell Real Estate

v.
 Lucile Bishop et al. Defendants
 Adversely Approving ^{and} Confirming Sale.
 This day this cause coming on to be heard on the report of Elisabeth Bishop as Guardian of Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop, and Bernard J. Bishop, heirs of Bernard J. Bishop, deceased, of her proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, ^{and} finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title ^{and} interest of the said Lucile Bishop, Elisabeth Bishop, Clara Louise Bishop ^{and} Bernard J. Bishop, in said real estate, to the purchaser Rose Hill upon the said purchaser executing to said petitioner a mortgage upon the premises sold to secure the deferred payments of the purchase money, in the amount of \$1856.⁰⁰ a payment of \$ 1931. ⁰⁰ cash in hand having been made. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$... within ten days.
 W. H. Busted, Probate Judge

9401

Journal Entry: Order of Distribution, Probate Court, Union County, Ohio.
 Elisabeth Bishop, Guardian of Lucile Bishop et al. minors. Plaintiffs.
 February 25th 1922.
 Petition To Sell Real Estate.
 Orders of Distribution etc.

v.
 Lucile Bishop, et al. Defendants
 This day this cause came on to be heard upon the pleadings, herein and upon the motion to distribute the proceeds of the sale of both tracts amounting to the sum of Forty one thousand, Four Hundred and ²⁷/₁₀₀ Dollars; and the said Elisabeth Bishop, widow, having by answer herein waived the assignment of dower in said premises by metes and bounds, or in rents and profits and asked that the value of such dower

Final Record, Union County Probate Court

9401 be allowed and paid her out of the proceeds of said sale; the Court finds the just and reasonable value of her dower interest in said real estate to be the sum of Nine thousand seven hundred and fifty four ^{and 75/100} Dollars.

It is further ordered that said Guardian, out of the money in her hands pay: First: To the treasurer of this County, the sum of \$518.52, being the taxes penalty and interest thereon, against said property: Second: The costs and expenses incurred in the sale of said property, including an attorney fee of \$124.23 to John L. Longhrey, and \$948.75 the percentage, of said Elisabeth Bishop herein, amounting to the sum of \$1077.98 Third To Elisabeth Bishop widow the sum of \$9754.78 which the Court finds to be the value of her dower interest in said premises. Fourth To Abbott and Jarvis, real estate Commission \$587.40, Adelle Cheney, abstractor \$76.75 Fifth: Total taxes, attorney fees, guardian fees, real estate and abstractor fees, and dower fees, \$12,114.83.

- (a) Amount due Lucile Bishop, \$7321.36
- (b) " " Elizabeth Bishop, 7321.36
- (c) " " Clara Bishop, 7321.36
- (d) " " Bernard Bishop, 7321.36

and it is further ordered that this proceedings be recorded, and that said petitioner pay the costs herein, taxed as above at \$29.23, out of the proceeds of said sale, within ten days. W. H. Busted, Probate Judge.

9639

Petition To Sell Real Estate.

Civil Action.

Probate Court, Union County, Ohio.

no. 9639

Civil Action

J. N. Robertson, Administrator of the Estate of Irena B. Robertson, Deceased. Plaintiff.

v.

Ralph K. Robertson, widow of said Irena B. Robertson, deceased, Clara Louise Robertson, an infant under the age of 14 years; J. B. Robertson; and The Richmond Banking Company. Defendants.

Petition To Sell Real Estate.

Petition.

The Plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Irena B. Robertson, late of Union County, Ohio deceased, that the amount of debts due from the deceased is thirty-four hundred (\$3400.00) Dollars, as near as can be ascertained that the charge of administration of said estate will amount to about Three Hundred

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Dollars and whole The died her of of Jack at a corn wife to a and mile 42.12 poles north thence 80° 4 22.70 also. situated State desc Petition in the land to a the 70 p there cont H. Ralph down Lot of his in her said Bunt to be it is or be the may inter as afo said and

Final Record, Union County Probate Court

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Dollars; and that the total value of the personal estate and effects of said deceased, is but nothing, being wholly insufficient to pay the debts and costs aforesaid.

The plaintiff further represents that said Genl B. Robertson died seized in fee simple of the undivided 1/2 of the following described real estate, situate in the County of Union, and State of Ohio, to wit: In the Township of Jackson, and bounded and described as follows: Beginning at a stake in the angle of the County Road, north-east corner of lands formerly owned by Isaac Rogyle; thence with the center of a road North 8° 15' West 87.40 poles to a stone in the north line of said Survey, No. 9941, and in the center of the bands and Osborn Road; thence with said line and center of said Road South 79° West 42.12 poles to a stone; thence South 8° 15' East 85.80 poles to a stone in the center of a road along the north line of said lands formerly owned by Isaac Rogyle; thence with said line and center of said Road North 80° 45' East 42.12 poles to the beginning, containing 22.75 acres, more or less.

also, the undivided one-half, of one other tract of land situated in the Township of Jackson County of Union State of Ohio, and, in Survey No. 9941, and bounded and described as follows, to wit: Beginning at a stone in the angle of the County Road in the West line of lands owned by H. M. Hall; thence S. 87° E. 70.27 poles to a stake; thence S. 50 3/4° W. 113.72 poles to a stone in the north line of Laura A. Robertson's land; thence N 8 1/4° W 70 poles to a stone on broken brick in center of road; thence N. 50 3/4° E. 114.70 poles to the place of beginning, containing fifty (50) acres, more or less.

The said decedent died leaving the defendant Ralph K. Robertson, his widow, who is entitled to dower in said premises; that the defendants Clara Louise Robertson, is, the only heir-at-law, and next of kin of said decedent having the next estate of inheritance from said Genl B. Robertson, deceased, in said premises; that the Defendants, The Richmond Banking Company, ^{and said J. B. Robertson} claim to have some interest, or to have some claims against said Estate, which it is asked, that they be required to set up herein, or be forever barred. The Plaintiff therefore prays that the dower of said Ralph K. Robinson in said premises may be assigned and set off to him; that the rights interests and liens of the said Genl B. Robertson, minor as aforesaid; The Richmond Banking Company; and the said J. B. Robertson, may be fully determined, adjusted, and protected according to equity, and that your-

Petitioner

said sale; of her... of 78/100 Dollars... of the... this... and... the costs... in... and... herein... Elisabeth... e Court... said... estate... 78... real... 114. 83... ings be... herein... of said... ate Judge... ion... nty, Ohio... Real... ly ap... estate... his deceased;... ceased is... as con... ization of... ended

Final Record, Union County Probate Court

9639 petitions may be authorized and ordered to sell said real estate free of said debt, according to the statute in such cases made and provided and for all other proper orders and relief in the premises.

The State of Ohio, Union County, ss.

I. K. Robertson, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief.

I. K. Robertson, Admin. etc.

Known to before me and signed in my presence, this 15th day of July, 1921. Edward H. Porter, Notary Public, Union Co. O.

9639

Journal Entry: In the Probate Court, of Union County, Ohio, July, 15th, 1921 Case no.

Filing Petition

I. K. Robertson, Admin. of The Estate of, Irena B. Robertson, Deceased, Plaintiff.

Journal entry

Ralph K. Robertson, widow of said Irena B. Robertson, deceased; Clara Louisa Robertson, an infant under the age of 14 years; J. S. Robertson; and The Richmond Banking Company. Defendants.

Filing Petition to Sell Real Estate

This day came the Plaintiff I. K. Robertson, Admin. of The Estate of Irena B. Robertson, deceased, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Irena B. Robertson, deceased, to pay the debts, and the cost of administering the estate of the said decedent.

Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of this filing, pendency and prayer of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

H. B. Busted, Probate Judge.

9639

Summons on Petition to Sell Real Estate.

Summons.

The State of Ohio, Union County, ss. To I. K. Robertson Admin. you are hereby commanded to notify Clara Louisa Robertson, a minor, making service of this summons upon said minor, and also upon the guardian, or, father, or if neither guardian nor father can be found, then upon the mother, or the person having the care of said minor, or with whom he lives; that on the 15th day of July, A. D. 1921, I. K. Robertson, Admin. of the estate of Irena B. Robertson, deceased, filed his petition

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Return of Service

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in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts, and that unless they answer by the 27-day of August 1921, said petition will be taken as true, and an order granted accordingly.

The return will make due return of this writ on the 8th day of August 1921. This writ to be served on each of said defendants, by copy, personally. Witness my hand and the seal of said Court, this 26th day of July, 1921.

W. H. Husted, Probate Judge.

By-officer's clerk, of the Probate Court of said County.

Return of Service

Return of Service

Recind this writ on the 20th day of August 1921, at 10 o'clock A.M. and on the days, and in the manner herein after named, I served the same on the within named defendants, viz: August 22-1921, on Clara Louise Robertson, personally, who is a minor, by delivering to personally her and also by leaving at her usual place of residence, a true copy hereof, with all the indorsements thereon; and on the same day on Ralph K. Robertson, the father of said minor, and also upon Elsie Evans, the person having the care of and with whom said minor lives by delivering to by leaving at the usual place of residence of said father Ralph K. Robertson, and said Elsie Evans, personally, a true copy hereof with all the indorsements thereon said minor having no guardian, and also upon the father the mother of said minor not being found the mother being dead. J. N. Robertson, Admin.

The above named J. N. Robertson, Administrator who has signed the same, being duly sworn, says the foregoing Return of Service is true as he really believes.

J. N. Robertson, Admin.

known to before me, and signed in my presence, this 27th day of August, 1921.

Edward W. Potter, Notary Public

9639

In the Probate Court of Union County, Ohio,

J. N. Robertson Admin
of the Estate of
Gene B. Robertson, deceased.
Plaintiff.

no. 9639
Petition To Sell Real Estate

Ralph K. Robertson, Widower of said Gene B. Robertson, dec'd; Clara Louise Robertson, an infant under the age of 14 yrs. J. N. Robertson and The Richmond Building Co. Defendants

Wainor of Process
and
Consent To Sell

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Mr. the undersigned, parties defendant in the above entitled cause, for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered. Ralph K. Robertson, J. B. Robertson, The Richmond Banking Co., J. F. Rapp, ^{Co.}

9639

Answer of Widow.

In the Probate Court of Union County, Ohio

J. K. Robertson, Adm'r.
of the Estate of
Irene B. Robertson, Deceased.
Plaintiff.

No. 9639

Answer of Widow

Answer
of
Widow

Ralph K. Robertson, et al. Proceeding to Sell Real Estate.
Defendants.

And now comes Ralph K. Robertson, widow of said Irene B. Robertson, deceased, one of the defendants, in the above entitled cause and voluntarily enters his appearance herein, and for his answer to the petition in this case filed, says: that he is the widow of said Irene B. Robertson, deceased; and as such is entitled to dower in the premises described in said petition; that his age is thirty years; that he consents to the sale of the real estate of said decedent as prayed for, and that he waives the assignment of his dower in said premises by metes and bounds, or in rents and profits; and asks the Court that said premises may be sold free from his dower estate therein, and that the value of such dower estate may be allowed and paid him in money out of the proceeds of such sale, as the Court may deem reasonable.

Ralph K. Robertson

The State of Ohio Union County ss.

Ralph K. Robertson, being duly sworn, makes oath that the facts stated in the foregoing answer are true as he believes.

Ralph K. Robertson.

Sworn to before me by said Ralph K. Robertson, and signed by him on the 27th day of August, A. D. 1921.

Edward H. Potter, Notary Public

9639

Application for Appointment of Guardian ad Litem.

Probate Court, Union County, Ohio

August 27th A. D. 1921.

Application for Appointment of Guardian ad Litem.

App-
licant, as Petitioner

J. K. Robertson, Adm'r.
of the Estate of
Irene B. Robertson, dec'd.
Plaintiffs

Ralph K. Robertson, et al.
Defendants.

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Final Record, Union County Probate Court

9639 To the Hon. W. H. Husted, Judge of said Court:
 The undersigned J. N. Robertson Administrator, of the estate of Irene B. Robertson, deceased, make application for the appointment of a Guardian ad litem for the minor defendant in the above entitled case.
 The defendant Clara Louise Robertson, is a minor under the age of fourteen years, and has been duly served with summons herein. The undersigned suggests that Richard C. Thrall who is a suitable person be appointed as such Guardian ad litem.

Respectfully, J. N. Robertson.

Admin of the Estate of Irene B. Robertson, Deceased.

9639 Journal Entry: in apt of Guardian Ad litem
 Probate Court, Union County, O. August 27th 1921.

9639 F. N. Robertson, Admin.
 of the Estate of
 Irene B. Robertson, Deceased.
 Plaintiff.

No. 9639
 Appointment of
 Guardian ad litem.

Ralph K. Robertson, et al.
 Defendants.

This day J. N. Robertson Admin. of the Estate of Irene B. Robertson, deceased, appeared in open Court, and made application for the appointment of a Guardian ad litem for the minor defendant in this case.

And it appearing to the Court that the defendant Clara Louise Robertson is a minor under the age of fourteen years, and has been duly and legally served with summons herein, it is ordered that Richard C. Thrall, do and he hereby is appointed Guardian for the suit, for said minor defendant. And now comes the said Richard C. Thrall, and in open Court accepts said appointment. W. H. Husted Probate Judge.

9639 Answer of Guardian ad litem,
 Probate Court, Union County, Ohio.

Answer -
 of
 Guardian ad litem
 F. N. Robertson, Admin.
 of the Estate of
 Irene B. Robertson, Decd.
 Plaintiff.

No. 9639
 Petition to Sell Real Estate

Ralph K. Robertson et al.
 Defendants.
 Answer of
 Minor Defendants.

And now comes the said Clara Louise Robertson the minor defendant to the petition in said cause by Richard C. Thrall, her Guardian ad litem, heretofore appointed in said cause by said Court, and for answer to said petition, deny all the material allegations therein contained, prejudicial to said

9639

minor defendants: and further say that she is of tender years and not acquainted with the law in such cases. She therefore prays the Court to protect her rights in this cause, and for such relief as may be just.

Clara Louise Robertson,

By Richard C. Thrall Esq. ad litem
Probate Court, Union County, Ohio,

9639

Journal Entry:

F. K. Robertson, Admin.
of the Estate of
Irene B. Robertson, Deceased,
vs.
Ralph K. Robertson, et al.

August 27th 1921

No. 9639

Journal Entry

Order for
appraisement

Ralph K. Robertson, et al.

Order for Appraisement

Defendants.

This day this cause came on to be heard upon the petition for appraisement, and exhibits, the Court find that all the defendants have been duly served with process, or have voluntarily entered their appearances in the case; and that as set forth in the petition, it is necessary to sell the real estate therein described, to pay the debts of the said Irene B. Robertson deceased. And Ralph K. Robertson, the widow of the said Irene B. Robertson, deceased, having by his answer, waived the assignment of his dower by metes and bounds; it is therefore ordered and adjudged by the Court that the said premises be appraised free of dower, by the oaths of O. P. Ball, C. E. Carter and Ed Young, judicious and disinterested freeholders of the vicinity, whom the Court hereby appoint for that purpose, and that they return their proceedings to this Court for confirmation.

W. H. Busted, Probate Judge.

Order of Appraisement.

The State of Ohio, Union County, ss.

Probate Court:

To F. K. Robertson Admin. of the estate of Irene B. Robertson, Deceased,

Exacting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Administrator of the estate of Irene B. Robertson, deceased, are plaintiff and Ralph K. Robertson et al. are Defendants, you are commanded

that by the oaths of O. P. Ball, C. E. Carter and Ed Young, three judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free of the dower estate of said Ralph K. Robertson of said Irene B. Robertson Decd. therein to-wit:

It being the undivided one-half interest the following real estate, situate in the County of Union, in

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Final Record, Union County Probate Court

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The township of Jackson, in the State of Ohio and bounded and described as follows: Beginning at a stake at the angle of the County Road, North East corner of lands formerly owned by Isaac Hoggle: Thence with the center of a road North 8° 15' West 87.40 poles to a stone in the north line of said Survey No. 9941, and in the center of the Sanders and Osborn Road: Thence with said line and center of said Road South 79° West 42.12 poles to a stone; thence South 8° 15' East 85.80 poles to a stone in the center of a road along the north line of said lands formerly owned by said Isaac Hoggle: Thence with said line and center of said road, North 80° 45' East 42.12 poles to the beginning, Containing 22.70 acres, more or less.

Also the undivided one-half of one other tract of land, situated in the Township of Jackson, County of Union, in the State of Ohio, in Survey No. 9941, and bounded and described as follows, to-wit:

Beginning at a stone in the angle of the County Road in the West line of lands owned by S. C. Hall: Thence S. 87° E. 70.27 poles to a stake; Thence S. 80 3/4° West 110.72 poles to a stone in the north line of Laura A. Robertson's land: Thence N. 87° 70 poles to a stone on broken brick in the center of the road: Thence N. 80 3/4° E 114.20 poles to the place of beginning - Containing Fifty (50) acres, more or less.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you then and there this writ.

Witness my signature as Judge and Ex-officio Clerk of our said Probate Court, and the Seal of said Court at Mansfield, Ohio, this 27th day of August, 1921.

H. B. Husted, Probate Judge.

9639

Return

Return

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 30th day of Aug. 1921.
J. N. Robertson, Adm'r.

9639

Oath of Appraisers

Oath

of Appraisers

The State of Ohio, Union County, ss.
We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

O. P. Hall, L. E. Carter, Ed Young, Appraisers.

Sworn to before me, and signed in my presence, this 30th day of August, 1921.
J. N. Robertson, Adm'r.

9639

Appraisers Return.

Appraisers Return

In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises therein described, we the undersigned appraisers, estimate the value of said first described real estate at Seven Hundred and fifteen dollars, free from the said dower estate Ralph N. Robertson, widower of said Irene B. Robertson, deceased, as aforesaid, and the second tract above described we estimate at \$1635.⁰⁰ free from said above described dower estate, (sixteen hundred and thirty-five dollars) given under our hands, this 30th day of August 1921.
 O.P. Hall, C.E. Carter, Ed. Young, Appraisers.
 Fee of Appraisers, \$2.00 per day each.

9639

Journal Entry: Order Approving Appraisement, for Private Sale.
 Probate Court, Union County, Ohio.

Order
 Appraising
 for
 Private Sale.

I. N. Robertson, Administrator
 of the Estate of
 Irene B. Robertson, Deceased.
 Plaintiff

Mrs. J. N. Robertson, et al.
 Tuesday, August 30th 1921.
 Petition to Sell Real Estate.

Ralph N. Robertson et al.
 Defendants.

Order of Sale, etc.

This day came the said Plaintiff, by his attorney, and produced to the court, the report of an appraisement therein made by O.P. Hall, C.E. Carter, and Ed Young, in pursuance of a former order of this court, and it appearing upon examination that said report is in all respects regular and correct it is ordered that the same be and hereby is approved and confirmed. And it being made to appear to the court upon satisfactory evidence, that it would be more for the interest of said Estate to sell the real estate described in the petition at private sale.

It is therefore further ordered that said I. N. Robertson as such Administrator proceed to sell said real estate free of dower, at private sale for not less than the appraised value thereof, on the following terms, to wit, cash in hand on day of sale, and said petitioner is ordered to make return to this court immediately after such sale is made, and this cause is continued.

W. H. Busted, Probate Judge

9639

Application to Sell Real Estate at Private Sale.

Application
 to Sell
 at
 Private Sale

I. N. Robertson, Administrator
 of the Estate of
 Irene B. Robertson, Deceased
 Plaintiff
 vs.
 Ralph N. Robertson, et al.
 Defendants

Probate Court, Union County, Ohio,
 No. 9639
 Petition to Sell Real Estate,
 application.

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Final Record, Union County Probate Court

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The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: 1. Because it will save the cost of printing for a public sale. 2. Because conditions are such that it is important to save time. 3. Because if sold at public sale, it might sell for two-thirds of the appraisement, whereas the administrator herein has a chance to sell said real estate at the full appraisement if sold at private sale. And he therefore asks for an order authorizing him to sell said real estate at private sale.

J. H. Robertson, Admin. of

The Estate of Irwin B. Robertson, Deceased.

The State of Ohio, Union County, ss.

J. H. Robertson, being duly sworn, says that the various matters set forth in the foregoing Application are true as he verily believes.

J. H. Robertson, Admin.

Known to before me and signed in my presence, this 30th day of August 1921.

E. H. Porter, Notary Public.

Affidavit of Disinterested Person

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affidavit

The State of Ohio, Union County, ss.

O. P. Hall, C. E. Carter, and Ed. Young, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale, as they verily believe.

O. P. Hall, C. E. Carter, Ed. Young.

Known to before me and signed in my presence, this 30th day of August 1921.

E. H. Porter, Notary Public.

Final Record, Union County Probate Court

9639

Order of Sale. Exec of Dorr.

The State of Ohio, Union County.

Probate Court.

Y. I. H. Robertson, Administrator of the Estate of Irene B. Robertson, deceased. Meeting;

Order of Sale.

In obedience to an order and decree of the Probate Court within and for said County, made this day, in a certain cause, wherein you as Administrator of the Estate of Irene B. Robertson, deceased, are Plaintiff and Ralph K. Robertson, et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value, thereof free of the dower of Ralph K. Robinson, widower of Irene B. Robertson, deceased, the following described premises to wit:

It being the undivided one-half interest the following real estate, situate in the County of Union, in the Township of Jackson, in the State of Ohio, and bounded and described as follows: Beginning at a stake at the angle of the County Road, (North east corner of lands, formerly owned by Isaac Hoggly; Thence with the center of a road North, 8° 15' West 87.40 poles to a stone in the north line of said survey, No. 9941, and in the center of the Sanders and Osborn Road; Thence with said line and center of said Road south 79° West 42.12 poles to a stone; Thence South 8° 15' East 85.80 poles to a stone in the center of a road along the north line of said lands formerly owned by said Isaac Hoggly; Thence with line and center of said road North 80° 45' East 42.12 poles to the beginning. Containing 22.75 acres, more or less.

also, the undivided one half of one other tract of land, situated in the Township of Jackson, County of Union, in the State of Ohio, in Survey No. 9941, and bounded and described as follows, to wit: Beginning at a stone in the angle of the County Road in the West line of lands owned by W. M. Haul; Thence S. 53/4° E. 70.27 poles to a stake; Thence S. 80 3/4° West 113.72 poles to a stone in the north line of Laura A. Robertson's land; Thence N. 8 1/4° 70 poles to a stone on broken brick in the center of the road; Thence N. 80 3/4° E. 114.20 poles to the place of beginning. Containing Fifty (50) acres, more or less.

Said sale to be free of the dower Ralph K. Robertson, widower, herein and to be upon the following terms: Cash in hand on day of sale.

You will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court at Marysville, Ohio this 30th day of August A. D. 1926.

W. B. Busted,

Probate Judge

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Report of Sale.

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Order Approving

Order of Sale.

To all the heirs of the

of the said

Dated this

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Final Record, Union County Probate Court

9639

Return

To the Probate Court of Union County, Ohio.
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 30th day of August, 1921.
J. W. Robertson, admin.

9639

Report of Sale

Report

of Sale

In obedience to the within order, I sold said undivided 1/2 int. in 27.75-acre tract on the 30th day of August 1921, to Joseph S. Robertson for the sum of \$ 715.⁰⁰ and the undivided 1/2 of said 55 acre tract to Ralph L. Robertson for the sum of Sixteen Hundred and Twenty-five (\$1,625.⁰⁰) Dollars, said sums being the appraised value of the same.
J. W. Robertson, admin.

Dated the 30th day of August, 1921.

9639

The State of Ohio Union County.

The above named J. W. Robertson, admin. of said Irene B. Robertson, deceased, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.
J. W. Robertson admin.

Sworn to before me and signed in my presence this 30th day of August, 1921.
Edward V. Porter, Notary Public, Union Co., Ohio.

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Journal Entry

Probate Court, Union County, Ohio.

Tuesday, August 30th, 1921.

Order Approving

of the estate of Irene B. Robertson, deceased, Plaintiff

Petition To Sell Real Estate

Confirming Sale

Ralph L. Robertson, et al. Defendants

Order Approving and Confirming Sale

This day this cause coming on to be heard on the report of J. W. Robertson, Administrator of the estate of Irene B. Robertson, deceased, of his proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Irene B. Robertson, deceased, in said real estate, to the purchasers Joseph S. Robertson and Ralph L. Robertson upon the payment of the purchase money. It is

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Final Record, Union County Probate Court

9471 further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$2.00 within 10 days.
W. H. Busted, Probate Judge.

9471
Filed
Sept. 21-1920
Milo L. Myers
atly.

Petition for Sale of Real Estate, To Pay Debts,
Probate Court, Union County, Ohio.

Orel J. Longberry, Administrator
of the estate of
Harry A. Longberry deceased.
Plaintiff.

No. 947
Civil Action.

Natalia N. Longberry,
Grove C. Dixon, and
Grace Dixon,

Petition To Sell Real Estate.
Petition.

Defendants.

The Plaintiff represents that she is the duly appointed and qualified Administrator of the estate of Harry A. Longberry late of Union County, Ohio, deceased; that the amount of debts due from the deceased is eight hundred and 40/100 dollars, as near as can be ascertained, that the charges of administration of said estate will amount to about One hundred and 50/100 Dollars; and that the total value of the personal estate and effects of said deceased is but Five hundred and Seven and 50/100 Dollars, being wholly insufficient to pay the debts and costs aforesaid.

The plaintiff further represents that said Harry A. Longberry died seized in fee simple of the undivided one-half interest of the following described real estate, situate in the County of Union, State of Ohio, Township of Washington, being a part of Survey No. 9918.

Five and four-fifths acres of land deeded to John Gamble, and Calvin Gamble by Robert Gamble and Carrie Gamble, and by John and Calvin Gamble to James Gamble and by James D. Gamble and wife to Sarah Jane Southwick and by Sarah Jane Southwick to James and Clarinda Sud, commencing in the center of the West Mansfield and Essex Pike at the S. east corner of Samuel Burnside Lot: Thence east along said pike 22 1/2 poles to a stone; thence north along William Southwick's lot 39 poles to a stone; thence westerly 21 rods and six feet to a stone; thence southerly 46 rods and two feet to the place of beginning, containing five and four-fifths acres, more or less.

That the said decedent died leaving the defendant Orel J. Longberry, his widow. And now comes the said Orel J. Longberry, and says, that she is the plaintiff herein as such Administrator, and is the widow of the said Harry A. Longberry, and

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Final Record, Union County Probate Court

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voluntarily enters her appearance herein, and that she is entitled to dower in the premises herein described, and that she owns in her own right the remaining one-half interest of the premises herein described, and that her age is twenty-four years, and she freely consents to said sale as herein prayed for, and assigns the assignment of dower in said premises by metes and bounds, and asks the Court that her dower interest therein may be determined by the Court and allowed and paid to her in money out of the proceeds of the sale of said premises; That the defendant Natalia N. Longbray, is the only child of said decedent Harry A. Longbray, deceased, in said premises; That the Defendants George L. Dixon and Grace Dixon, hold or claim to hold a mortgage lien against said premises. The Plaintiff therefore prays that the interests of the said defendants in said premises may be fully determined, adjusted and protected according to equity and that your petition may be authorized and ordered to sell said real estate free from said dower, according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

Carl J. Longbray

The State of Ohio, Union County, ss.

Carl J. Longbray, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true to the best of his knowledge and belief. Carl J. Longbray,

brone to before me and signed in my presence, this 21 day of September 1920. Miles L. Myers, Notary Public, Precinct

Probate Court, Union County, Ohio.

Carl J. Longbray, Admirt,
of the estate of
Harry Longbray, Deceased,
Plaintiff.

vs.
Civil Action Petition To Sell Real Estate
Precinct

Natalia N. Longbray, et al. To the Probate Judge:
Defendants Issue summons for said
George L. Dixon and Grace Dixon, who reside in Marion, Ohio, Defendants, Indorse "Action for sale of Real Estate to Pay Dots", directed to the Sheriff of Marion County, returnable according to law.

Miles L. Myers, Plaintiff's attorney.

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Journal Entry:

In the Probate Court of Union County, Ohio

Final Record, Union County Probate Court

9471

Carl J. Longbray, Admop. of the Estate of Harry A. Longbray, Decd. Plaintiff

September 21- 1920.

vs. 9471

Journal entry

Natalia N. Longbray, et al. Defendants

Filing Petition to Sell Real Estate.

This day came the Plaintiff Carl J. Longbray and presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said Harry A. Longbray, deceased, to pay the debts and the costs of administering the estate of the said decedent. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency and prayer of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

Edward H. Potter, Probate Judge

- Summons -

The State of Ohio, Union County ss.

To C. F. Dondura, Sheriff: You are commanded to notify Natalia N. Longbray, a minor, making service of this summons upon her and also, if either of them can be found, upon her guardian or her father, or if neither her guardian nor her father can be found, then upon her mother, or the person having the care of such infant, or with whom she lives, that she has been sued by Carl J. Longbray, Admop. of the estate of Harry A. Longbray, deceased, in the Probate Court of Union County, and that unless she answer by the 23rd day of October 1920, the petition of said Plaintiff against her filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make due return of this summons on the 4th day of October 1920.

Witness my hand and the seal of said Court, this 21st day of September, 1920.

Edward H. Potter Probate Judge

The State of Ohio, Union County ss.

I, C. F. Dondura, being duly sworn, say that I served this writ by delivering a copy thereof with the endorsements thereon personally to the within named defendants, on the days hereafter named, viz: Sept. 21- 1920, to Natalia N. Longbray, and also as to the within named minor defendant on September 21- 1920, to Carl J. Longbray, the mother of such infant the said Natalia N. Longbray, having no legal guardian appointed and her father being deceased, I served a copy of the within summons on the said Carl J. Longbray, the mother of said infant, and with whom she resides.

C. F. Dondura,

Sherriff to before me and signed in my presence, this

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Final Record, Union County Probate Court

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21st day of September 1920. ^{State} Milo L. Myers, Notary Public
Summons on Petition for Real Estate

The State of Ohio, Union County, ss.

To the Sheriff of Union County:

You are commanded to notify Grover C. Dixon and Grace Dixon, that on the 21st day of September A.D. 1920, Carl J. Longbray, Adm'r. of the estate of Harry A. Longbray, deceased, filed her petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts, and that unless they answer by the 23rd day of October 1920, said petition will be taken as true, and an order granted accordingly. You will make due return of this writ on the 4th day of October A.D. 1920.

Witness my hand and the seal of said Court, this 21st day of September A.D. 1920. ^{State} Edward H. Potts, Probate Judge.
Sheriff's Return

The State of Ohio, Union County, ss.

Received this writ September 27, 1920, at 8:30 o'clock A.M., and pursuant to its command on September 27th 1920, I served the within named Grover Dixon by personally handing to her a true and duly certified copy of this writ with all the endorsements thereon; also on said day I served the within named Grover C. Dixon by delivering to and leaving for him at his usual place of residence a true and duly certified copy of this writ with all the endorsements thereon.

James F. Ullow, Sheriff. By James J. Norton, Deputy.

Sheriff's fees	
Per. Ret.	.75
1. add. name	.25
Mileage 6 mi. at .8	.48
Palage	.02
Total	\$ 1.50

Journal Entry:

In the Probate Court of Union County, Ohio.
Carl J. Longbray, Adm'r. of the estate of Harry A. Longbray, Dec'd. Plaintiff.
vs.
Watalia H. Longbray et al. Defendants.
Entry. October 5th 1920.

Answer vs
Cross Pet.

Leri Keeran

It is this day ordered, decreed and adjudged that Leri Keeran do and he hereby, is made a party defendant herein with leave to file his answer and

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and cross-petition herein instanter it appearing to the satisfaction of the Court that said Levi Keeran is the assignee of said Grover B. Dixon and Grace Dixon and that said Levi Keeran is a necessary party defendant in having a substantial interest in the subject matter of this action.

Edward H. Porter, Judge of the Probate Court of Union Co., Ohio

Answer and Cross-Petition of Levi Keeran.

In the Probate Court of Union County, Ohio.
No. 9471

Carl J. Longbray, Admin. of the Estate of Harry A. Longbray, Decd.
Plaintiff

v.

Kathleen H. Longbray, et al.
Defendant

Answer and Cross-Petition of Levi Keeran.

Now comes Levi Keeran, heretofore made a party defendant to the petition of plaintiff and by leave of Court first had and received files this, his answer and cross petition herein and for such says: First Cause of Action.

This defendant says that on March 1-1920 the decedent Harry A. Longbray, and the plaintiff Carl J. Longbray, made, executed and delivered to Grover Dixon their certain promissory note of that date of which note the following is a true copy, that is to say:-

"Promissory note, \$1,000-

Richmond, Ohio, March 1-1920.

Three years after date for value received we promise to pay to the order of Grover Dixon One Thousand Dollars, with interest at the rate of 6 per cent per annum at The Richmond Bankers Company and hereby authorize any attorney at law to appear in any Court of Record in the United States, after the above obligation becomes due and owing, the issuing and service of process and confess a judgment against us in favor of the holder thereof, for the amount then appearing due together with costs of suit, and thereupon to release all errors and waive all right of appeal, with the privilege of paying any amount at any interest pay day.

Harry A. Longbray, Decd. Carl J. Longbray, Decd.
No. Due March 1-1923. 20 cents stamps attached & cancelled
Endorsements. Grover Dixon, Grace Dixon.

This defendant says that he is the owner and holder of said note by endorsement by the said Grover Dixon; that he purchased the same for full value before maturity; that nothing has been paid thereon and that there is due thereon from the estate of decedent, and plaintiff individually, the sum of \$1,000- together with 6% interest from March 1-1920. That Grover Dixon has no interest in said note.

Said Cause of Action.

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Final Record, Union County Probate Court

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This defendant says that on March 4-1920, contemporaneous with the execution and delivery of the note mentioned and described in the first cause of action herein, also as a part of the same transaction and in order to secure the payment of said note the said Harry A. Longbray then in full life, but now deceased, and Carl J. Longbray his wife, made, executed and delivered to Grover C. Dixon and Grace Dixon their certain mortgage deed of March 4-1920 and then and there and thereby conveyed to the said Grover C. Dixon and Grace Dixon, heirs and assigns, the following described real estate:

Situated in the County of Union, State of Ohio, and in the Township of Washington, and bounded and described as follows: Commencing in the center of the West Mansfield and Essex Pike at the south east corner of Samuel Burnside's lot: thence east along said spike 22 1/2 poles to a stone; thence north along William Daulton's lot 39 poles to a stone; thence westerly 21 rods and 6 feet to a stone; thence southerly 46 rods and 2 feet to the place of beginning. Containing five and 4/5 acres more or less.

That said mortgage deed had a condition therein written in the words and figures following that is to say: Provided always, and these presents are upon this condition, that if the said Harry A. Longbray and Carl J. Longbray, shall pay or cause to be paid, unto the said Grover C. Dixon and Grace Dixon or to their executor administrator and assigns -- the Harry A. Longbray and Carl J. Longbray have this day given their own certain promissory note for \$1,000. with interest at 6% payable semi-annually with the privilege of paying any amount at any interest pay day, due in three years from March 1-1920. Now, if the said note or notes and interest therein are each severally paid when they become due and if the taxes and assessments on said premises are promptly paid when due and if an insurance policy of \$1,000- is maintained in favor of the mortgagers herein so long as any part of the aforesaid notes remain unpaid (if said mortgager fails in insur mortgage shall insure and charge same herein) then these presents shall be void otherwise if any part of or any one of the aforesaid notes or any of the aforesaid taxes, assessments or insurance premiums are unpaid these presents shall remain in full force and if any of the aforesaid conditions shall be broken the principal notes and all accrued interests shall become due, collectible and payable and foreclosure can be had on this

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in this instrument at once. How these presents shall be void, otherwise to be and remain in full force and effect in law forever.

That said mortgage was presented for record March 16th 1920 at 10:15 a.m. and recorded April 15th 1920, in Union County, Ohio. Record of Mortgages in Mortgage Record Vol. 66, Pg. 281.

That said mortgage became on March 4th 1920, has been ever since, and now is the first best and superior lien upon said real estate in this cross-petition and in said mortgage described, superior to all other liens. That on September 4th 1920, said Grover C. Dixon and Grace Dixon sold, assigned and transferred said note and said mortgage to this cross-petitioner by the following assignment on the face of said mortgage:

Marion, Ohio, September 4th 1920, For value received hereby sell, transfer and assign this mortgage together with the note thereby secured to Levi Keeran, 416 Summit Street, Marion, Ohio. Grover C. Dixon, Grace Dixon

That on October 5th 1920, said assignment was duly recorded in the office of the County Recorder of Union County, Ohio, whereby this answering cross-petitioner became the owner of said note and mortgage, and that he is still the owner and legal holder thereof. That the condition of defeasance in said mortgage became broken because said mortgagors did not pay the semi-annual payment of interest and did not keep said premises insured against loss or damage by fire as in said mortgage covenanted to be done.

That there is due this cross-petitioner on said note \$1,000 with interest from March 1st 1920, payable semi-annually. Wherefor, said Levi Keeran prays the Court, that it take an account of the amount due him on said note and mortgage from the estate of decedent and the land pledged as security and that if said premises be sold by order of this Court, then that he receive from the proceeds first before payment of any other sum over thousand dollars with 6% interest from March 1st 1920, that said mortgage be foreclosed and the equity of redemption of mortgage be foreclosed and for costs and all proper relief. Louis E. Myers, Attorney for Levi Keeran.

The State of Ohio, Marion County, ss:

Levi Keeran, being first duly sworn, says that he is the defendant herein, and that the facts stated and allegations set forth in his foregoing answer and cross-petition are true as he verily believes.

Levi Keeran,

Sworn to before me by the said Levi Keeran and by him subscribed to in my presence, this October 5th 1920.

Louis E. Myers, Notary Public, Marion Co., Ohio

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Final Record, Union County Probate Court.

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Application for Appointment of Guardian Ad Litem,
 Probate Court, Union County, Ohio,
 Number 8² 1921.
 Application for
 Appointment of
 Guardian ad Litem,
 v.
 Natalia W. Longbray, et al.
 Defendants.

To the Hon. William H. Busted, Judge of said Court:
 The undersigned Carl J. Longbray, plaintiff, mother
 and next friend of Natalia W. Longbray, a minor, make
 application for the appointment of a Guardian ad
 litem for the minor defendant in the above entitled
 case. The defendant Natalia W. Longbray, is a minor
 under the age of fourteen years, and has been duly
 served with summons herein, and has neglected
 for more than twenty days after the date of the
 service of summons to her to apply for the appointment
 of a Guardian ad litem. The undersigned suggests
 that John H. Kinkade who is a suitable person be
 appointed as such Guardian ad litem.

Respectfully, Carl J. Longbray.

Journal entry: no application of app. of Guardian ad litem,
 Probate Court, Union County, O. Number 8² 1921.

Carl J. Longbray, adult, of
 The Estate of
 Harry A. Longbray, Deceased,
 Plaintiff

Natalia W. Longbray, et al. App. of Guardian ad litem,
 Defendants.

This day came Carl J. Longbray the plaintiff, mother and
 next of friend of the defendant, Natalia W. Longbray, a minor,
 and appeared in open Court, and made application
 for the appointment of a Guardian ad litem for the minor
 defendant in this case, and it appearing to the
 Court that the defendant Natalia W. Longbray is a minor
 under the age of fourteen years, and has been duly
 and legally served with summons, herein and has
 neglected for more than twenty days after the service
 of summons on her to apply for the appointment of
 a guardian ad litem. Therefore, it is ordered that
 John H. Kinkade be and he hereby is appointed Guardian
 for the suit, for said minor defendant. And now
 comes the said John H. Kinkade, and in open Court accepts
 said appointment.

W. H. Busted, Judge

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Answer of Guardian Ad Litem

Probate Court, Union County, Ohio,
vs.

Oral J. Longhry, Admin. of
the estate of
Harry A. Longhry, Dec'd,
Plaintiff.

Petition to Sell Real Estate

vs.
Natalie M. Longhry et al
Defendants.

Answer of Minor Defendant

And now come the said Natalie M. Longhry the minor defendant to the petition in said cause, by J. Blum H. Kinkade her Guardian ad litem, heretofore appointed in said cause by said Court, and for answer to said petition, deny all the material allegations therein contained, prejudicial to said minor defendants; and further say that they are of tender years, and not acquainted with the law in such cases. They therefore pray the Court to protect their rights in this cause, and for such relief as may be just, Natalie M. Longhry.

By J. Blum H. Kinkade Guardian ad litem,
Order of Sale.

In the Probate Court, Union County, Ohio,

Oral J. Longhry, Admin. of the
Estate of Harry A. Longhry, Dec'd,
Plaintiff.

vs.
Journal Entry,
Order of Sale.

vs.
Natalie M. Longhry et al
Defendants

This day this cause came on to be heard upon the petition, the answer of the guardian ad litem, evidence and testimony, and the Court being fully advised in the premises find: that all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court, and that the statements and allegations made and contained in the said petition are true.

That the said Oral J. Longhry, widow of the said Harry A. Longhry, is entitled to dower in said real estate in said petition described; that she has in said petition waived the assignment of her dower in said premises by notes and bonds or in rents and profits, and consents to the sale of the said premises free from her dower interest therein, or any other interest therein, and the Court being satisfied that it is necessary to sell the real estate of the said Harry A. Longhry, deceased, described in the petition, to pay his debts, and it further appearing to the Court that the appraisers that appraised the personal property as shown by the inventory of said appraisement,

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Final Record, Union County Probate Court

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appraised said real estate (The whole thereof) at \$1385.00, which appraisement is hereby approved and confirmed and ordered that any further appraisement at this time be dispensed with. It is therefore further ordered that the said Carl J. Longberry as such administrator proceed according to law to sell the real estate described in the petition free from her down interest therein at public auction at the north door of the Court House in said county, and for cash in full, in hand on day of sale. It is further ordered that the said petitioner give notice four weeks consecution of the terms, time and place of sale, prior thereto, in the Marysville Tribune, a newspaper printed and of general circulation in said Union County, Ohio, where said real estate is situated. It is further ordered that the said administrator make due return to this Court immediately after such sale is made, and this cause is continued. H. H. Husted, Probate Judge.

Order of Sale. Free from Down.

The State of Ohio,

Probate Court,

Union County, ss.

To Carl J. Longberry, Greeting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Administrator of the estate of Harry A. Longberry, deceased, are Plaintiff and Natalis M. Longberry, et al are Defendants, you are commanded to proceed accordingly to law, to sell at public sale, for not less than \$1385.00 the appraised value thereof free from the down of Carl J. Longberry widow of Harry A. Longberry, deceased, the following described premises, to wit:

Situate in the County of Union, State of Ohio, and Township of Washington. Being a part of Survey No. 9918, and being the undivided one-half interest of the following described real estate, to wit: Beginning in the center of the West Mansfield and Essex Pike at the S.E. Corner of Samuel Bunside Lot; thence east along said pike 22 1/2 poles to a stone; thence north along William Smithwick's Lot 39 poles to a stone; thence westerly 21 rods and six feet to a stone; thence southerly 46 rods and two feet to the place of beginning, containing five and four-fifths acres more or less.

Said sale to be public and to be upon the following terms: Cash in full, in hand, on day of sale. You will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 9th day of November, A.D. 1921.

H. H. Husted, Probate Judge

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Final Record, Union County Probate Court

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Return.

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 17th day of December, 1921.
Orel J. Longbray.

Report of Sale.

In obedience to the within order, I duly advertised the real estate therein described for sale, in the Marietta Tribune a newspaper, printed and of general circulation in Union County, Ohio, where said real estate is situate, for at least four consecutive weeks prior to the 10th day of December, 1921: the day of sale therein mentioned; stating in the notice the time, place and terms of sale; and on said day, at the hour of one o'clock P.M., I attended at the place advertised for said sale, and offered said real estate for sale free from the dower estate of Orel J. Longbray, therein, when Elmer Moor, and Rebecca J. Moor, who bid to pay for the whole tract the sum of One thousand and ^{no}/₁₀₀ Dollars, which being the highest and best bid that was offered, and being more than two-thirds of the appraised value of said premises, I then and there sold the same to them for that sum.
Orel J. Longbray, Adm'r.

Dated the 17th day of December, 1921.

Report of Sale.

In obedience to the within order, I sold the whole of said premises, on the 10th day of December, 1921, to Elmer Moor and Rebecca J. Moor for the sum of One thousand and ^{no}/₁₀₀ Dollars, said sum being more than the appraised value of the same. One-half thereof to be charged to estate of Harry J. Longbray, to wit \$500.
Orel J. Longbray, Adm'r.

Dated December, 17th 1921

The State of Ohio, Union County.

The above named Orel Longbray being duly sworn, says that the sale above reported, had been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.
Orel J. Longbray.

Sworn to before me, and signed in my presence, this 17 day of December, 1921.
Maud Piers, Notary Public

Cross-Petition

In the Probate Court, Union Co. Ohio.

Orel J. Longbray, Adm'r of
the Estate of Harry J. Longbray, Dec'd
vs
Natalia J. Longbray, et al.
Defendants

vs.
Cross-Petition

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Final Record, Union County Probate Court

9471

Now comes Clifford Koch, and asked to be made a party defendant herein, and enters his appearance, herein, and files this his Cross-petition to the answer and cross-petition of Levi Keraw herein filed and says, that on the 17th day of December, 1921, for value received the said Levi Keraw, assigned and transferred all his right and interest in and to the note and the mortgage given to secure the same, which said note and mortgage is set forth in the said answer and cross-petition of the said Levi Keraw. That this defendant, Clifford Koch, has ever since the said 17th day of December, 1921, and is now the owner and holder of said note and mortgage given to secure the same, that there has been no payments thereon and that there is due thereon on the said principal note and interest thereon as this 25th day of January, 1922, the sum of "\$1114.¹⁷" Wherefore, this defendant, Clifford Koch, asks the said sum of \$1114.¹⁷ be paid to him out of the proceeds of the sale of said real estate, and for such other and further relief in the premises as may be just and equitable.

Clifford Koch.

State of Ohio, Union County, ss.

The above named, Clifford Koch, being first duly sworn, says, that the facts stated and the allegations made and contained in the following are true as he believes.

Clifford Koch-

Known to before me and signed in my presence, this 25th day of January, 1922. *Wm. Mand Piers*, Notary Public

Journal Entry:

Orl J. Longbrun, Admrx. of
The Estate of
Harry A. Longbrun, Deceased,
Plaintiff.

In the Probate Court, Union County, Ohio,

vs. 9471

Journal Entry,
Ordus Confirming Sale etc.

Natalis H. Longbrun, et al,
Defendants.

This day this cause came on to be heard on the report of Orl J. Longbrun, Administrator of the estate of Harry A. Longbrun, deceased of her proceedings under the former order of this court, and upon the motion of the said plaintiff to confirm the sale made in obedience to said order; and the Court having carefully examined said report, and finding the proceedings of the said petition in all respects correct, and being satisfied that said sale was fairly and legally made; it is ordered that the said sale be, and the same is hereby approved and confirmed, and it is further

9471

ordered that the said plaintiff as such administratrix execute a good and sufficient deed to the purchasers Elmer Moore, and Rebecca J. Moore, for the premises so sold, upon the said purchaser paying the purchase price therefor in full.

And now this cause coming on further to be heard upon the pleadings herein, and upon the motion of the plaintiff to distribute the proceeds of the sale, amounting to the sum of \$500.00; and the said Carl J. Longhry, widow having by her pleadings herein, in the petition, raised the assignment of her dower in said premises by metes and bounds, or in rents and profits, and ask that the value of such dower be allowed and paid her out of the proceeds of the said sale, and the Court find the just and reasonable value of her dower interest in said real estate to be the sum of \$136.20. The Court further find there is due the defendant, Clifford Hoch upon the note set forth in his answer and cross-petition, he being the assignee of the said defendant, Levi Kervan, from the estate of the said Harry A. Longhry, deceased, and from the said Carl J. Longhry, the sum of \$114.77, (one-half thereof being charged against said Estate), with interest thereon, from the date of this entry, to wit, the 25th day of January, 1922, and that the said Harry A. Longhry in his life time and the said Carl J. Longhry to secure the payment of the said promissory note gave a mortgage upon the premises in the petition described, (the whole thereof which they owned jointly) which was a valid and subsisting lien upon the whole of said premises, and now upon the funds in the hands of the said administratrix arising from the sale of the said premises. Therefore, it is ordered, that an entry of release and satisfaction of said mortgage lien upon the whole of said premises, be entered of record in the office of the recorder of Union County Ohio, according to law upon the said Carl J. Longhry, paying on said mortgage lien the net amount received from the sale of her interest in said premises.

It is further ordered that the said Administratrix out of the money in her hand pay:

First: To the treasurer of this County, the sum of being the taxes, penalty and interest thereon, against said property. \$ 42.57

Second: To this court the costs and expenses incurred in the sale of said property, including an attorney fee of \$50.00 to Wm. L. Myers, amounting to the sum of 72.25

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Final Record, Union County Probate Court

9471

Third. To Clifford Koch, on the note and mortgage, set forth and described in his answer and cross-petition herein the sum of \$355.18 said amount being the balance of said Harry A. Longhry, interest therein, including the down interest of the said Carl J. Longhry.

355.18

Fourth: It is further ordered that this proceeding be recorded, and, that the said petitioner pay the cost herein taxed at \$21.75

W. H. Busted, Probate Judge.

Legal notices.

9471

In pursuance of an order of the probate court of Union County, Ohio, I will offer for sale at public auction on the 10th day of December, 1921, at one o'clock P. M., at the north door of the Court House in the village of Marysville, within said county, the following described real estate, situated in the county of Union and the State of Ohio, and township of Washington and part of Survey No. 9918, and beginning in the center of the West Mansfield and Essex pike, at the S.E. corner of Samuel Burnsides lot: thence east along said pike 22 1/2 poles to a stone; thence north along William Southwick's lot 39 poles to a stone; thence westerly 21 rods and six feet to a stone; thence southerly 46 rods and 2 feet to the place of beginning; contain five and four fifths acres more or less.

Term of sale, cash. appraised at \$1355.00 Carl J. Longhry, Adm'r. of the estate of Harry A. Longhry, Deceased, Wils. L. Myers, et al. Nov. 9, 1921.

9471

The State of Ohio, Union County, ss.

Personally appeared before me John H. Shearn and made solemn oath that the notice, a copy of which is hereto attached was published for four consecutive weeks on and next after November, 9th 1921, in the Marysville Tribune, a newspaper of general circulation in the county aforesaid. John H. Shearn.

Known to before me and signed in my presence, this 10th day of December, A. D. 1921.

J. M. Huber, Notary Public

Printers Fees # 8.75 (875)

42.57

72.25

9657
Filed
Aug. 13-1921
John M. Binkard
Attorney

Guardian's Petition To Sell Real Estate.

Probate Court, Union County, Ohio,
No. 9657

Chester Brisher Guardian of
Emma R. Brisher, a lunatic
Plaintiff

Emma R. Brisher ^{and}
Chester Brisher ^{and}
Gertrude Brisher his wife,
and Grace Bess ^{and}
George Bess, her husband,
Defendants.

Petition To Sell Real Estate

Petitioner

The Plaintiff represents that he is the duly appointed and qualified guardian of Emma R. Brisher, a lunatic, in the Ohio Hospital for the Insane, at Columbus, Ohio.

That said Ward is the owner in fee simple of the following described real estate, situated in the County of Union, State of Ohio, and in the Village of Marysville town: Beginning at the south west corner of lot No. 69 in the east line of an alley; thence northerly with the east line of said alley 41 1/2 feet to the south west corner of Rosa L. Cross premises; thence easterly with said Rosa L. Cross' south line 40 feet to a stake; thence southerly and parallel with said first described line 41 1/2 feet to Sixth street; thence westerly with the north line of Sixth street 40 feet to the place of beginning being a part of subdivisions 3 and 4 of lot No. 69 as shown by Law Record Vol. 71, page 57 of Union County, Ohio.

Also, a strip of land five feet in width beginning 89 feet east of the north west corner of lot No. 4 and in the south line of Sixth street, and at the north west corner of a lot formerly owned by Elsie Stuart; thence running southerly with said Elsie Stuart's line 150 feet to the south west corner of said Elsie Stuart lot; thence westerly parallel with the south line of said Sixth street five feet; thence northerly parallel with the west line of said Elsie Stuart lot 150 feet to the south line of Sixth street; thence easterly with the south line of said Sixth street five feet to the place of beginning. Being a strip of land five wide off the full length of the premises described in the deed from S. A. Cherry and wife to Emma F. Brisher recorded in Union County Deed Record, Vol. 70 pg. 2.

That said Plaintiff has received no rents from the real estate of his Ward.

That the sale of said real estate is necessary for support and maintenance of said Ward.

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Final Record, Union County Probate Court

965-7

The Plaintiff therefore prays that said Chester Brisher and Gertrude Brisher his wife and Grace Bess, and George Bess, her husband, who are next of kin of said defendant, Emma R. Brisher, may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes herein before proposed, and for other proper relief.

Chester Brisher, Guardian.

The State of Illinois, Cook County, ss.

Chester Brisher, being duly sworn, says, that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes.

Chester Brisher.

Sworn to before me and signed in my presence, this 12th day of August 1921. E. C. Shepherd, Notary Public, Journal Entry.

In the Probate Court of Union County, Ohio,
Chester Brisher, Guardian of
Emma R. Brisher, Lunatic
Plaintiff.

August 13th 1921.
no.

Journal Entry, Filing Petition
His Ward, et al. Defendants. To Sell Real Estate.

This day came the Plaintiff Chester Brisher, Guardian of Emma R. Brisher, Lunatic, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Emma R. Brisher, a lunatic residing in The Ohio State Hospital for Insane, at Columbus, Ohio. That the sale of said property is necessary for the support and to pay for maintenance of said Ward. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants.

It appearing to the Court that the petitioner Chester Brisher, Guardian of Emma R. Brisher, Case No. 965-7, having given sufficient bond to cover said sale, in said petition. It is ordered that no further bond be required; and this cause is continued.

W. H. Husted Probate Judge

Waiver

In the Probate Court of Union Co., Ohio.
Chester Brisher, Guardian of Emma Brisher, No. 965-7 Petition To Sell Real Estate
vs Plaintiff
His Wards, et al. Defendants. | Waiver of Process, and Consent To Sell.

9657

Mr. the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Chester Smisher, Gertrude Smisher, Gro Bess, Grace Bess.

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County, ss.

To the Sheriff of Franklin County, Ohio,

you are commanded to notify Emma R. Smisher, a lunatic, residing at the State Hospital for the Insane, at Columbus, Ohio, that on the 13th day of August A.D. 1921, Chester Smisher guardian of said Emma R. Smisher, a lunatic, filed his petition in the Probate Court of said Union County, Ohio, against her and others: The object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said Ward, in said petition described, for the purpose of support and maintenance of said Ward, and that unless they answer by the 1st day of September 1921, said petition will be taken as true, and an order granted accordingly.

You will make due return of this writ on the 23rd day of August A.D. 1921. Witness my hand and the seal of said Court, this 16th day of August, A.D. 1921.

H. H. Husted, Probate Judge.

Sheriff's Return

The State of Ohio, Union County, ss.

Received this writ August 17th 1921 at 9 o'clock A.M., and pursuant to its command, on August 17th 1921, I served Emma R. Smisher, a lunatic, by personally handing her a true and duly certified copy of this writ with all the endorsements thereon. I also on the same day served J. H. B.ritchard the Superintendent of the Columbus State Hospital, at Columbus, Ohio, the custodian of Emma R. Smisher by personally handing him a true and duly certified copy of this writ with all the endorsements thereon.

Frank L. Holyross, Sheriff of Franklin County, Ohio
By A. Churches, Deputy.

Sheriff's Fees	
Service	.75
Child names	.25
Mileage at 84	.80
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Total	1.86

Journal Entry: Order On Hearing of Appraisement, Ten. Probate Court Union County, Ohio.

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Final Record, Union County Probate Court

9667

Chester Bonisher, Guardian of
Emma R. Bonisher, a lunatic
Plaintiff

Sept. 8th 1921.
Petition To Sell Real Estate

His Ward et al. Defendants.

Order of appraisement.

This day this cause came on to be heard upon the petition evidence and testimony and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court, and that the statements and allegations in said petition are true. And the Court being satisfied that it is necessary to sell the real estate of said Emma R. Bonisher, a lunatic, described in the petition, to pay for the support and maintenance of said Emma R. Bonisher, a lunatic. It is ordered that Jor. Roff, Louis Zimmerman, and J. Ed. Robinson, three suitable and judicious disinterested men of the vicinity of said real estate, who are freeholders, be and they hereby are appointed to appraise said lands, at their true value in money, therein. It is further ordered that said appraisers be sworn as required by law, and, afterward, upon actual view, perform the duties required of them, and, make return of their proceedings in writing to this Court, on or before the 14th day of September 1921. and this cause is continued.

W. H. Husted, Probate Judge.

Order of Appraisement

The State of Ohio, Union County, ss. Probate Court,
To Chester Bonisher, Guardian of Emma R. Bonisher, a lunatic, Greeting:
In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Guardian of said Emma R. Bonisher, a lunatic, are Plaintiff and, Emma R. Bonisher et al. are Defendants, you are commanded that by the oaths of Jor. Roff, Louis Zimmerman, and J. Ed. Robinson, judicious disinterested men of the vicinity, not of kin to the petitioner who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises to wit: Beginning at the South West corner of In lot # 69 in the East line of an alley; thence North with the East line of said alley 41 1/2 feet To the South West corner of Rosa L. Cross premises; thence easterly with said Rosa L. Cross South line 40 feet to a Stake; thence southerly and parallel with said first described line 41 1/2 feet to Sixth Street, 40 feet to the place of beginning, being a part of subdivision 3 and 4 of In lot # 69.

9657

as shown by Law Record Vol. 22 page 54 of Union County, Ohio,
 also a strip of land five feet in width beginning 57⁵ feet East
 of the north west corner of lot #4. and in the South
 line of 6th street, and at the north west corner of lot formerly
 owned by Elsie Stuart: thence running southerly with said
 Elsie Stuart line 150 feet to the south west corner of said
 Elsie Stuart lot: thence westerly parallel with the south
 line of said Sixth Street five feet: thence northerly parallel
 with the west line of said Elsie Stuart lot 150 feet to the South
 line of Sixth Street five feet to the place of beginning. Being
 a strip of land five feet wide off the full length of the
 premises described in the deed from S. A. Cherry and wife
 to Emma F. Smisher recorded in Union County, deed
 records, Vol. 70 page 2.

You will make return of your proceedings herein to our
 said Probate Court, forthwith upon execution of said order, and
 have you then and there this writ.

Witness my signature as Judge and Ex-officio Clerk of our
 said Probate Court and the Seal of said Court, at
 Mansfield Union County, Ohio this 8-day of Sept. 1921.

Seal H. H. Husted, Probate Judge

Return

To the Probate Court of Union County, Ohio,

In obedience to the foregoing order, I have caused the same
 to be duly executed, as will fully appear by the proceeding
 hereto attached.

Dated the 14 day of September 1921.

Chester Smisher Secy. of Emma F. Smisher

Oath of Appraisers.

The State of Ohio, Union County ss

We, the undersigned, Appraisers, do make solemn oath that
 we will, upon actual view, honestly and impartially appraise
 the within described real estate at its fair cash value, and
 perform the duties required of us, in pursuance of the
 foregoing order.

For Robt. L. J. Zimmer, J. Ed. Robinson Appraisers.

Sworn to before me, and signed in my presence, this 14-
 day of September, 1921. Geo. W. Corles, Notary Public

Appraisers Return.

In obedience to the foregoing order, after being first duly sworn,
 and upon actual view of the premises therein described, we, the
 undersigned Appraisers, estimate the value of said real estate
 at nine hundred and fifty and no/100 Dollars.

Given under our hands, this 14-day of September 1921.

For Robt. L. J. Zimmer, J. Ed. Robinson Appraisers.

Journal Entry: Orders approving appraisement for Private Sale -

Probate Court, Union County, Ohio

Chester Smisher Guardian of
 Emma F. Smisher, Minors.
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Sept. 14 - 1921

His Ward at at. Sept.

Order of Sale etc.

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Final Record, Union County Probate Court

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This day came the said Plaintiff by his attorney, and produced to the court, the report of an order and report of appraisement herein made by Jov. Roff, Louis Zimmer, and J. Ed Robinson, in pursuance of a former order of this court, and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed, ^{and that as such order has given bond in, sufficient met. with approved securities,} And it being made to appear to the court upon satisfactory evidence, that it would be more for the interest of said Ward to sell the real estate described in the petition at private sale.

It is therefore further ordered that said Chester Brisher, Guardian of Emma R Brisher, a lunatic, as such Guardian proceed to sell said real estate, at private sale for not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale, and said petitioner is ordered to make return to this court immediately after such sale is made, and this cause is continued. W. H. Husted, Probate Judge.

Application to Sell Real Estate at Private Sale.

Probate Court, Union County, Ohio.

Chester Brisher, Guardian of
Emma R. Brisher, Lunatic,
Plaintiff.

No.
Petition to Sell Real Estate.

This Ward et al. Defendants.

Application.

The said Plaintiff represents that it would be for the best interest of the said Ward, to sell the real estate described in the petition in this case at private sale, for the following reasons: That the funds to be derived from said sale are necessary for the proper maintenance of said ward. And he therefore asks for an order authorizing him to sell said real estate at private sale.

Chester Brisher Adm. of Emma R. Brisher

The State of Ohio, Union County.

Chester Brisher, being duly sworn, says that the various matters set forth in the foregoing Application are true as he truly believes.

Chester Brisher

Sworn to before me and signed in my presence, this 14- day of September 1924. W. H. Husted, Probate Judge.

Affidavit of Disinterested Person.

The State of Ohio, Union County.

George H. Corles, being duly sworn, says that he knows the facts set forth in the application to which this affidavit is attached; that he has no interest whatever in the matter therein referred, and that it will be more for the interest of the said Ward to sell said real estate at private sale than at

Final Record, Union County Probate Court

9657

public sale as he verily believes. George W. Corles.
I now to before me this 14th day of September 1921, and signed in my presence: ~~Wm. H.~~ W. H. Husted, Probate Judge

Order of Sale - Free of Debt.

The State of Ohio, Union County, ss. Probate Court,
To Chester Brisher, Guardian of Emma R. Brisher, a Lunatic,
Greeting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Guardian of said Emma R. Brisher, a Lunatic, are Plaintiff and his Ward et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof, the following described premises, to wit: Beginning at the South west corner of In lot # 69 in the east line of an alley; thence northerly with the East line of said alley 41 1/2 feet to the South West corner of Rosa L. Cross premises; thence easterly with Rosa L. Cross South line, 40 feet to a stake; thence southerly and parallel with said first described line 41 1/2 feet to Sixth Street, forty feet to the place of beginning, being a part of sub-divisions No. 3 and 4 of In Lot # 69, as shown by law, record, vol. 22, page 57 of Union County, Ohio.

Also a strip of land, five feet in width beginning 87 feet East of the North West corner of out lot 4, and in the south line of Sixth Street, and at the North West corner of a lot formerly owned by Elsie Stuart; thence running southerly with said Elsie Stuart line 150 feet to the South West corner of said Elsie Stuart lot; thence westerly parallel with the South line of said 6th Street five feet; thence northerly with line of said Elsie Stuart lot 150 feet to the South line of Sixth Street 5 feet to the place of beginning. Being a strip of land five feet wide off the full length of the premises described, in the deed from S. A. Cherry, and wife and Emma F. Brisher, recorded in Union County, deed records vol. 70 page 2.

Said sale to be for cash in hand and to be upon the following terms: you will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my signature and the Seal of said Probate Court, at Mansfield, Ohio, this 14th day of September, 1921.
W. H. Husted, Probate Judge.

Return.

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached.

Dated The 20th day of Sept. 1921. Chester Brisher
Guard. of Emma R. Brisher.

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Final Record, Union County Probate Court

9684

Report of Sale

In obedience to the within order, I sold said premises on the 20th day of Sept. 1921. to wit: The premises first described herein were sold to Mrs Georgia M^cClellan, for the

Sum of. \$ 750.⁰⁰

and, The premises secondly described (5 feet by 15-0 feet) to Mrs J. Frank Laymaster for the sum of.

\$ 200.⁰⁰
\$ 950.⁰⁰

for the sum of Nine hundred and fifty dollars, said sum being the appraised value of the same.

Chester Brisher, Gdn, Emma R. Brisher Lumatic.

Dated the 20th day of September, 1921.

The State of Ohio, Union County, ss.

The above named Chester Brisher, guardian of Emma Brisher, a lumatic, being duly sworn, say that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property. Chester Brisher, Guardian.

Sworn to before me and signed in my presence. This 20th day of September, 1921. W. H. Husted, Probate Judge.

Journal Entry: Orders Approving and Confirming Sale.

Probate Court, Union County, Ohio.

Chester Brisher, Gdn. of
Emma R. Brisher, Lumatic.
Plaintiff

Sept. 20th 1921.

Petition to Sell Real Estate.

His Ward et al. Defendants. Orders Approving and Confirming Sale.

This day this cause coming on to be heard on the report of Chester Brisher, Guardian of Emma R. Brisher a Lumatic, of his proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Emma R. Brisher, in said real estate, to the purchasers, Georgia M^cClellan, and J. Frank Laymaster, upon the said purchasers, paying cash, the purchase price. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$ - within ten days.

W. H. Husted, Probate Judge

Final Record, Union County Probate Court

9699
filed
Oct. 12th 1921
B. E. Kagay
Pickersville, Ohio
Guardian.

Guardian's Petition To Sell Real Estate,
Probate Court, Union County, Ohio.
no. 9699
Petition To Sell Real Estate.
B. E. Kagay, Guardian of
Henry Cochran, Lunatic,
Plaintiff.
vs.
His said Ward,
Henry Cochran, Lunatic,
Defendants.

Guardian's Petition To Sell Real Estate,
Probate Court, Union County, Ohio.
no. 9699
Petition To Sell Real Estate.
B. E. Kagay, Guardian of
Henry Cochran, Lunatic,
Plaintiff.
vs.
His said Ward,
Henry Cochran, Lunatic,
Defendants.

The Plaintiff represents that he is the duly appointed and qualified Guardian of Henry Cochran, of the age of 71 years, on the 3rd day of September 1921, and residing at the Columbus State Hospital, at Columbus, Ohio, and is a lunatic and is not married. That said ward is the owner in fee simple of the following described real estate, situated in the County of Union State of Ohio, and in the Township of Clairbourne town: Part of Survey, # 6293, Beginning at a stake in the center of the Ottawa gravel Road in the West line of William Dr. Bolt's land, formerly owned by Oscar and William Davis; thence South along said line nine rods to a stake; thence West seven and one-half rods to a stake; thence North 12 rods to a stake in the center of the Ottawa gravel Road; thence with the center of the Ottawa gravel Road to the place of beginning, containing one-half acre of land. Said real estate is worth annually nothing. That said Plaintiff has received no rents from this real estate of his ward. That it is better for the interest of the said ward to convert this real estate into cash. The property is not in a tenable condition and rapidly depreciating in value. That the sale of said real estate is necessary for the support of the said ward. The Plaintiff therefore prays that said, Henry Cochran, Lunatic, may be made Defendant to this petition, and, notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed, and for other proper relief.

B. E. Kagay, Guardian.
The State of Ohio, Union County, ss.
B. E. Kagay, Guardian, being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes.
B. E. Kagay, Guardian.
Sworn to before me, and signed in my presence, this 12th day of October, 1921. ~~Witness~~ H. H. Busted, Probate Judge.

Journal Entry:
In the Probate Court of Union County, Ohio,

9699

B. E. Kagay
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His said Ward
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Final Record, Union County Probate Court

9699

C. E. Kagay, Guardian of
Henry Cochran, Lunatic,
Plaintiff

October 12th 1921.
Case no. 9699.

Journal entry.

His said ward,
Henry Cochran, Defendants

Filing Petition to Sell Real Estate.

This day the Plaintiff C. E. Kagay, Guardian of Henry Cochran, Lunatic, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Henry Cochran, a lunatic, to pay the support of said ward, and costs of administering the estate, of the said ward.

Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. H. Husted, Probate Judge.

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County, ss.

To the Sheriff of said County:

You are commanded to notify Henry Cochran, Lunatic and Dr. Wm H. Pritchard, Supt. State Hospital, Columbus, Ohio, that on the 12th day of October, A. D. 1921, C. E. Kagay as Guardian of Henry Cochran, a lunatic, filed his petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent in said petition described, for the purpose of paying debts, and that unless they answer by the 12th day of November, 1921, said petition will be taken as true, and an order granted accordingly.

You will make due return of this writ on the 24th day of October A. D. 1921.

W. H. Husted, Probate Judge.

Sheriff's Return.

The State of Ohio, Union County, ss.

Received this writ, October 12th 1921, at 2.0'clock P.M. and pursuant to its command, I served the same on Henry Cochran, my ward, and Dr. Wm H. Pritchard Supt State Hospital at Columbus, Ohio, Oct. 17-1921.

C. E. Kagay, Esq.

The State of Ohio, Union County, ss.

I, C. E. Kagay being duly sworn, say, that on the 17th day of October 1921, I served this writ by delivering a copy thereof personally to the following named persons to wit: Henry Cochran, a lunatic, and Dr. Wm H. Pritchard Supt. Columbus State Hospital.

C. E. Kagay.

Done to before me and signed in my presence, this 24th day of Oct. 1921.

W. H. Husted, Probate Judge.

9699

Journal Entry: Orders & Hearing of Appraisement.
 Probate Court, Union County, Ohio,
 November, 19th 1921
 Petition to Sell Real Estate.
 C.E. Kagay, Guardian of
 Henry Cochran, Lunatic.
 Plaintiff

His said Ward, Defendant. Order of Appraisement.
 This day this cause came on to be heard upon the petition
 evidence and testimony of C.E. Kagay, Guardian of Henry Cochran,
 Lunatic and the Court being fully advised in the premises
 finds: that all the defendants herein have been duly and
 legally served with process or have voluntarily entered their
 appearance herein, and are now properly before the Court,
 and that the statements and allegations in said petition
 are true. And the Court being satisfied that it is
 necessary to sell the real estate of said Ward, described
 in the petition: for the care and support of said Ward,

It is ordered that Owen Livingston, Arthur Fletcher, and
 R.B. Peet three suitable and judicious disinterested men of
 the vicinity of said real estate, who are freeholders, be and
 they hereby are appointed to appraise said lands as a whole
 at their true value, in money. It is further ordered
 that said appraisers be sworn as required by law, and,
 afterward, upon actual view, perform the duties required of
 them, and make return of their proceedings in writing to
 this Court, on or before the 19th day of November, 1921, and this
 cause is continued.

W. B. Busted, Probate Judge.

Order of Appraisement

The State of Ohio, Union County ss. Probate Court.
 To C.E. Kagay, Edu. of Henry Cochran, Lunatic, Greeting:
 In obedience to an order and decree of the Probate Court,
 within and for said County, made this day, in a cer-
 tain cause, wherein you as Guardian of Henry Cochran,
 Lunatic, are Plaintiff and your ward et al are Defendants,
 you are commanded that by the oaths of Arthur Fletcher,
 Owen Livingston and R.B. Peet, judicious, disinterested men
 of the vicinity, not of kin to the petitioner, who are free-
 holders, of the County in which said real estate is sit-
 uated, and upon actual view, you cause a just val-
 uation and appraisement to be made according to law,
 of the following described premises, to wit: Situated in
 Blairtown Township, Union County, and State of Ohio, and,
 on the South side of the Lava Road, between the lands of
 Henrietta Hancock, and Harold Tennant, and, consisting
 one lot of about 3/4 acre including the buildings thereon,
 Part of Survey No. 6293, and bounded and described
 as follows:— Beginning at a stake in the center of the
 Ottawa Gravel Road, in the West line of William De Bolt's

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land, formerly owned by Oscar and William Davis; Thence south along said line nine rods to a stake; thence west seven and one-half rods to a stake; thence north 12 rods to a stake in the center of the Ottawa Gravel Road; thence with the center of the Ottawa Gravel Road to the place of beginning. Containing one-half-acre of land.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you then and there this writ.

Witness my signature as judge and Ex officio Clerk of our said Probate Court and the seal of said Court at Marysville, Ohio, this 14th day of November, 1921.

W. H. Husted, Probate Judge.
Return.

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 19th day of November, 1921.

W. E. Kagay, Esquire.

Oath of Appraisers.

The State of Ohio, Union County, ss.

We, the undersigned, appraisers, do make solemn oath that we will upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

Arthur Fletcher, Owen Livingston, R. C. Peet [Appraisers.

Done to before me, and signed in my presence, this 19th day of November, 1921. Adele M. Cheney, Notary Public.

Appraisers Return.

In obedience to the foregoing order after being first duly sworn, and upon actual view of the premises therein described, we, the undersigned appraisers estimate the value of said real estate at Two Hundred Forty Dollars.

Done under our hands, this 19th day of November, 1921.

Arthur Fletcher, Owen Livingston, R. C. Peet [Appraisers.

Fee of appraisers \$1.50 per day each.

Journal Entry: Orders Approving appraisement and for Bond. Probate Court of Union County, Ohio.

W. E. Kagay, Esq. of November, 19th 1921.

Kendy Cochran, Plaintiff. Petitioner & Sell Real Estate.

Plaintiff

His Honor, Defendants Order for Bond.

This day came the said Plaintiff and produced to the Court the report of an appraisement herein made by Arthur Fletcher, Owen Livingston and R. C. Peet.

Final Record, Union County Probate Court

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in pursuance of a former order of this Court: and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said C. E. Kagay, execute within 5 days to the State of Ohio, a bond with sufficient freehold, sureties, to be approved by the Court, in the sum of Five Hundred Dollars, conditioned according to law, and this cause is continued.

H. B. Busted Probate Judge

Guardian's Bond

Know all men by these Presents; that Mr. C. E. Kagay, principal and J. S. Kagay, and Arthur Flesher, are held and firmly bound unto the State of Ohio, in the sum of Five Hundred Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us, and dated at Mansfield, Ohio, this 19 day of November, A. D. 1921.

The condition of the above obligation is such, that whereas the above bound C. E. Kagay, was heretofore duly appointed and qualified, by the Probate Court of Union County, Ohio, Guardian of Henry Cochran, a lunatic, and whereas the said C. E. Kagay as such Guardian, has filed a petition in said Probate Court asking an order for the sale of certain real estate of said ward, described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Two Hundred and Forty Dollars. And whereas said Court, on the 19 day of November, 1921, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

Now if the said C. E. Kagay, as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

C. E. Kagay, J. S. Kagay, Arthur Flesher,

Executed in Presence of, Owen Livingston, Josephine Brown,

This bond approved in open Court, this 19 day of November, 1921.

H. B. Busted Probate Judge

Application to Sell Real Estate at Private Sale, Probate Court, Union County, Ohio,

C. E. Kagay, Guardian of Henry Cochran, lunatic, Plaintiff

Petition to Sell Real Estate,

vs. His said Ward,

Application.

The said Plaintiff represents that it would be for the best interest of the said Henry Cochran to sell the real Estate described in the petition in this case at private

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Final Record, Union County Probate Court

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sale. for the following reasons:

That the land of said Ward is not sufficiently pro-
duction for the support of said ward and that said
land is rapidly deteriorating in value. That because of
the age of said ward and his present infirmities, the
sale of said real estate is necessary for his care and
comfort. and he therefore asks for an order authorizing
him to sell said real estate at private sale.

L. E. Kagay, Guardian of Henry Cochran, a lunatic.

The State of Ohio, Union County, ss.

L. E. Kagay, being duly sworn, says that the various matters
set forth in the foregoing Application are true as he
truly believes.

L. E. Kagay, Guardian.

Known to before me, and signed in my presence, this
17th day of November, 1921.

W. H. Busted, Probate Judge

Affidavit of Disinterested Person.

The State of Ohio, Union County, ss.

M. H. Reams, A. M. Cheney, and L. B. Harvey, being duly
sworn, say that they know the facts set forth in
the application to which this affidavit is attached, that
they have no interest whatever in the matters therein
referred to, and that it will be more for the interest
of the said Henry Cochran, to sell said real estate
at private sale, than at public sale, as they verily believe.

M. H. Reams, A. M. Cheney, L. B. Harvey.

Known to before me, and signed in my presence, this
19th day of November, 1921.

W. H. Busted, Probate Judge.

Approving Bond, and Ordering Sale -

L. E. Kagay, Guardian of
Henry Cochran, lunatic.
vs. Plaintiff

November, 19th 1921.

Approving Bond and Ordering Sale.

His said Ward, Defendant.

This day this cause came on further to be heard, ^{and it}
appearing to the Court, that the said L. E. Kagay being
the plaintiff above named has given bond as hereto-
fore ordered, in the sum of Fifteen Hundred Dollars,
with J. H. Kagay and Arthur Fisher, freeholders as sureties,
it is ordered that said bond be and hereby is
approved. And it is made to appear to the Court
upon satisfactory evidence, that it would be more for
the interest of said Ward to sell the real estate
described in the petition at private sale.

It is therefore further ordered that said L. E. Kagay
as such Guardian proceed according to law to sell at
Private Sale, the real estate described in the petition
for not less than the appraised value of said
real estate, on the following terms, to wit: to be sold

Final Record, Union County Probate Court

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... cash in hand on day of sale. ...
And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

H. B. Husted, Probate Judge.

Order of Sale - as above.

The State of Ohio, Union County, Probate Court.

To C. E. Kagay, Guardian of Henry Cochran, a lunatic: Greeting;

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Guardian of Henry Cochran, a lunatic, are Plaintiff and Henry Cochran is Defendant, you are commanded to proceed according to law, to sell at private sale for not less than the appraised value thereof, the following described premises, to wit: Situate in the State of Ohio, County of Union and Township of Blairtown being part of Survey No. 6293, and bounded and described as follows:

Beginning at a stake in the center of the Ottawa Gravel Road, in the west line of William De Bolto land, formerly owned by Oscar and William Davis; thence South along said line, nine rods to a stake; thence west seven and one-half rods to a stake; thence North 12 rods to a stake in the center of the Ottawa Gravel Road; thence with the center of the Ottawa Gravel Road to the place of beginning, containing one-half acre of land.

Said sale to be private, and to be upon the following terms: Cash in full in hand on day of sale.

You will make return of your proceedings to this Court, forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 19th day of November, A. D. 1921. H. B. Husted, Probate Judge.

Return.

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 19th day of November, 1921.

C. E. Kagay, Guardian of Henry Cochran, Lunatic.

Report of Sale.

In obedience to the within order, I sold said premises, on the 19th day of November, 1921, to Jasper Ledley for the sum of Two Hundred and Fifty Dollars, said sum being more than the appraised value of the same. C. E. Kagay, Guardian of Henry Cochran, Lunatic.

Dated the 19th day of November, 1921.

The State of Ohio, Union County.

The above named C. E. Kagay, Guardian of Henry Cochran Lunatic being duly sworn, says, that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

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Filed
Oct. 22, 1921
E. C. ...
attorney.

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C. E. Kayay, Guardian of Henry Cochran, Lunatic,
 sworn to before me and signed in my presence, this 19th day
 of November 1921. ~~sworn~~ W. H. Husted, Probate Judge.
 Journal Entry: Order approving ^{and} confirming sale,
 Probate Court, Union County, Ohio,
 November 19- 1921.
 C. E. Kayay, Guardian of Henry Cochran, a Lunatic, Plaintiff
 vs.
 Petition to Sell Real Estate.

This said Ward, Defendant, Order approving and confirming sales
 This day this cause coming on to be heard on the report
 of C. E. Kayay, Guardian of Henry Cochran, Lunatic, of his
 proceedings and sale under the former order of this
 Court; and upon the motion of said petitioner to confirm
 the sale made in obedience to said order; the Court
 having carefully examined said report, and finding
 the proceedings of said petitioner in all respects correct,
 and being satisfied that said sale was fairly and
 legally made. It is ordered that the same be
 and hereby is approved, and confirmed. It is further
 ordered that said petitioner execute a deed of all
 the right, title and interest of the said Henry Cochran,
 a lunatic, in said real estate to the purchaser,
 Jasper Sedley. It is further ordered that this
 proceeding be recorded, and that said petitioner pay
 the costs herein taxed at \$ 13.00 W. H. Husted, Probate Judge.

9708
 Filed

Petition for Sale of Real Estate To Pay Debts -
 Probate Court Union County, Ohio.

Oct. 22, 1921
 C. H. ...
 attorney.

John A. Taylor, Administrator
 of the Estate of
 Alonzo Taylor, Deceased.
 Plaintiff
 vs.

No. 9708
 Civil Action

Ella Pearson, Bertha Housenorth,
 John A. Taylor, ^{and} Maria Nabston,
 Adults, and
 Howard Smith, Stanley Smith,
 Alma Smith, Thelma Smith,
 Francis Smith ^{and} Jessie
 Smith, Minors. Defendants.

Petition To Sell Real Estate

Petition.

9708

The Plaintiff represents that he is the duly appointed
 and qualified Administrator of the Estate of Alonzo Taylor,
 late of Union County, Ohio, deceased; that the amount of
 debts due from the deceased is seven hundred (\$700)
 Dollars, as far as can be ascertained, that the charges
 of administration of said estate will amount to about \$150.00

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and that the total value of the personal estate and effects of said decedent is but no. dollars being wholly insufficient to pay the debts and costs aforesaid.

The Plaintiff further represents that said Alonzo Taylor died seized in fee simple of the following described real estate situate in the County of Union and State of Ohio. to wit: In the Township of Blairtown and bounded and described as follows: being part of sub-division of part of Virginia Military Survey no. 6292, made by George W. Court; being all of the Lots number seven (7) and (8) of said sub-division excepting therefrom a tract described as follows: Beginning at the North East corner of Lot number eight (8) thence N. 12 poles; thence S. 14° E. 25 1/2 poles to a stake; thence N. 70° E. 6.4 poles to a stake in the East line of said lot; thence N. 2° N. 26 3/4 poles to the place of beginning.

The said decedent left behind him that the defendants, Ella Dilson, Bertha Housenorth, John A. Taylor, Jessie Smith, Leonard Smith, Stanley Smith, Alma Smith, Thelma Smith, Francis Smith, and Marie Walston, are the only heirs at law and next of kin of said decedent having the next estate of inheritance from said Alonzo Taylor, deceased, in said premises;

the Plaintiff therefore prays that the rights, interests and claims of the said Ella Dilson, Bertha Housenorth, John A. Taylor, Jessie Smith, Leonard Smith, Stanley Smith, Alma Smith, Thelma Smith, Francis Smith, and Marie Walston, may be fully determined, adjusted and protected according to equity, and that your petitioner may be authorized and ordered to sell said real estate free of debt according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

The State of Ohio, Union County ss.

John A. Taylor, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true to the best of his knowledge and belief.

John A. Taylor, Adm.

Known to before me and signed in my presence this 22 day of October 1921.

Edward W. Porter, Notary Public, Union Co. Ohio.

Journal Entry:

John A. Taylor, Adm. of The Estate of Alonzo Taylor, Decedent. Plaintiff.

October 22- 1921. Case no. 9708 Journal Entry.

Ella Dilson, Bertha Housenorth, John A. Taylor, and Jessie Smith, Leonard Smith, Stanley Smith, Alma Smith, Thelma Smith, Francis Smith, and Marie Walston, Minors. Defendants.

Filing Petition To Sell Real Estate.

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Final Record, Union County Probate Court

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This day came the Plaintiff John A. Taylor, Administrator of the estate of Alonzo Taylor, deceased, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Alonzo Taylor, deceased, to pay the debts, and the costs of administering the estate, of the said decedent. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer of the said petition and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued. H. H. Busted, Probate Judge.

Summons.

The State of Ohio, Union County ss.

To John A. Taylor, Greeting:

You are commanded to notify Ella Delsaro, Bertha Houseworth, Maria Walston, and John A. Taylor, and Jesse Smith, Howard Smith, Stanley Smith, Alma Smith, Thelma Smith, and Francis Smith, minor, making service of this summons upon them and also, if either of them can be found, upon their guardian or their father, or, if neither their guardian nor their father can be found, then upon their mother, or the persons having the care of such infants, or with whom they live, that they have been sued by John A. Taylor, as Administrator of the Estate of Alonzo Taylor, deceased, the object and prayer of the petition herein is to obtain an order for the sale of real estate belonging to said deceased, for the purpose of paying debts, in the Probate Court, of Union County, and that unless they answer by the 21st day of October, 1921, the petition will be taken as true, and judgment rendered accordingly.

You will make due return of this summons on the 9th day of November, 1921. Witness my hand and the seal of said Court, this 22nd day of October, 1921.

H. H. Busted, Probate Judge.

The State of Ohio, Union County ss.

I, John A. Taylor, being duly sworn, say that I served this writ by delivering a copy thereof with the endorsements thereon personally to the within named defendants, on the day hereafter named, viz: Oct. 22- 1921, to Francis Smith, minor, and there being no guardian, and no mother, I also served a true copy with said endorsements upon her aunt, Mrs. Bertha Houseworth, the person with whom she lives, her father not having her custody, and mother being deceased, and also as to the within named minor defendants, October 3rd 1921, to Forest Smith the father of such infants Jesse Smith, Howard Smith, Stanley Smith, Alma Smith, and Thelma Smith,

9708

by delivering a true copy thereof with the endorsements thereon personally, each with a separate writ of his or her own. They having no guardian.

John A. Taylor.

Sworn to before me and signed in my presence, this 8th day of November, 1921.

Edward H. Porter, Notary Public

Hairs

In the Probate Court of Union County, Ohio.

John A. Taylor, Administrator of the estate of Alongo Taylor, Deceased, Plaintiff.

Petition to Sell Real Estate

Ella Dilson, Bertha Housworth, John A. Taylor, Marie Walston, adults, and Jessar Smith, Leonard Smith, Stanley Smith, Alma Smith, Thelma Smith and Francis Smith, Minor. Defendants.

Waiver of Process and

Consent to Sell.

We the undersigned parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts hereby waive service of process and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

John A. Taylor, Ella Dilson, Bertha Housworth, Marie Walston.

Journal Entry: Order on Hearing for Public Sale

Probate Court, Union County, Ohio.

John A. Taylor, Admr. of the Estate of Alongo Taylor, Deceased, Plaintiff

November 8th 1921.

Petition to Sell Real Estate

Ella Dilson - et al. Defendants.

Order of Sale.

This day this cause came on to be heard upon the petition, evidence and testimony, and the Court being fully advised in the premises finds that all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court.

That the statements and allegations in said petition are true. That said Alongo Taylor, deceased, did not leave a widow, entitled to dower in the estate to be sold, and an appraisement of such real estate is contained in the inventory. It is ordered that another appraisement be and hereby is dispensed with. And the Court being satisfied that it is necessary to sell the real estate of said Alongo Taylor, described in the petition to pay his debts. It is therefore further

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Final Record, Union County Probate Court

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ordered that said John A. Taylor, as such Administrator proceed accordingly to law to sell said real estate, free of down, at public auction at the North door of the Court House for not less than two-thirds the appraised value thereof on the following terms, to wit: Cash in hand on day of sale.

It is further ordered that said petitioner give notice 4 weeks consecutively of the terms and place of sale, prior thereto, in some newspaper printed and of general circulation in Union County where said real estate is situate, and said petitioner is ordered to make return to this Court immediately after such sale is made, and, this cause is continued.

H. H. Busted, Probate Judge.

Order of Sale free of Down

The State of Ohio, Union County, Probate Court.
To John A. Taylor, Adm. of the Estate of Alongo Taylor, deceased.

Greeting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Administrator of the estate of Alongo Taylor, deceased, are Plaintiff and Ella Dilson et al. are Defendants, you are commanded to proceed according to law, to sell at public sale, for not less than two-thirds the appraised value thereof free of down, the following described premises, to wit: In the Township of Blairtown, and bounded and described as follows:

Being part of Sub-division of part of Virginia Military Survey No. 6293, made by George H. Court; being all of the lots Number seven (7) and (8) of said sub-division excepting therefrom a tract described as follows: Beginning at the North East corner of Lot Number eight (8) Thence 70° N. 12 poles; thence S. 14° E. 25 1/2 poles to a stake; thence N. 70° E. 6.4 poles to a stake in the East line of said Lot; thence N. 2° N. 26 3/4 poles to the place of beginning.

Said sale to be free of down, and to be upon the following terms: Cash in hand on day of sale.

You will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court, at Marysville, Ohio, this 8th day of November, A. D. 1921.

H. H. Busted, Probate Judge.

Return

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached.

Dated the 28th day of January, 1922.

John A. Taylor, Administrator

Final Record, Union County Probate Court

Report of Sale.

In obedience to the within order, I duly advertised the real estate therein described for sale, in the Richmond Gazette a newspaper printed and of general circulation in Union County, Ohio, where said real estate is situate for at least 4 consecutive weeks prior to the 28th day of January, 1922, the day of sale therein mentioned; stating in the notice the time, place and terms of sale; and on said day, at the hour of one o'clock P.M., I attended said sale at the North door of the Court House, and offered said real estate for sale from door when Robert Taylor, bid to pay for the ^{same, the} sum of Six Hundred (\$600-) Dollars, which being the highest and best bid that was offered, and being two-thirds of the appraised value of said premises, I then and there sold the same to him for that sum. John A. Taylor, Admr. of the Estate of Alonzo Taylor, Decd.
 Dated the 28th day of January, 1922.

The State of Ohio, Union County.

The above named John A. Taylor, Admr. of the Estate of Alonzo Taylor deceased, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

John A. Taylor, Admr.

Sworn to before me and signed in my presence, this 28th day of January, 1922.

Edward W. Porter, Notary Public

Journal Entry & Orders Approving and Confirming Sale

Probate Court, Union County, Ohio.

Saturday, January, 28th 1922.

Petition To Sell Real Estate

John A. Taylor, Admr. of the Estate of Alonzo Taylor, deceased.

Plaintiff

v.

Ella Dilsavro, et. al.

Defendants.

Orders Approving and Confirming Sale

This day this cause coming on to be heard on the report of John A. Taylor, Admr. of the Estate of Alonzo Taylor, Decd. of his proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Alonzo Taylor deceased, in said real Estate to the purchaser, Robert Taylor, upon the said purchase.

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pay to the said administrator herein the sum of Six Hundred Dollars, cash in hand. It is further ordered, that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$... within ten days.
W. H. Busted, Probate Judge.

Legal Notice

State of Ohio, Union County.

Personally appeared before me, O. A. Kighley and made oath, that the notice, a copy of which is hereto attached was published for five consecutive weeks on and after Dec-29th 1921, in the Richmond Gazette, a newspaper of general circulation in the County aforesaid. O. A. Kighley,

known to before me and signed in my presence this 20th day of February, A. D. 1922. Paul B. Van Winkle, Notary Public.

Notice of Sale. E. H. Porter, Attorney.

In pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale at public auction, on Saturday the 28th day of January, 1922, at one o'clock P. M., at the north door of the Court House in the village of Marysville the following described real estate situated in the County of Union, and State of Ohio, in Lelaiborne Township, to-wit: Being part of Sub-Division of part of Virginia Military Survey No. 6293, made by George W. Court; being all of Lots number seven and eight of sub-division excepting therefrom a tract described as follows: Beginning at the North east corner of lot No. 8. Thence 70° N. 12. poles; thence S. 14° E. 25 1/2 poles to a stake; thence N. 70° E. 6.4 poles to a stake in the East line of said lot; thence N. 2° W. 26 3/4 poles to the place of beginning.

appraised at \$ 900 - Terms of sale - cash -

John A. Taylor - adm. of Alonzo Taylor, Dec'd.

Dec. 29 - 1921 - 5 rks.

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Files
Nov. 28 - 1921

In the matter of the Estate of James A. Carson, Deceased.
Petition to Sell Personal Property.

Probate Court, Union County, Ohio,
No. 9719

In the matter of
The Estate of
James A. Carson, Deceased.

Petition to Sell Personal Property.
Petition.

To the Judge of said Court:
The undersigned respectfully represents that he is the duly appointed and qualified Adm. of the estate of James A. Carson, of said County; that the personal property of said estate has been duly appraised and the inventory and appraisement thereof filed in said Court. Your petitioner makes application for authority to sell at private sale as provided by law, and upon such terms as the Court may order. The following personal

9719

property of said estate, as described in said inventory and appraisement, to-wit: Household goods of all description \$250.00

Said authority is asked for the following reasons:

That the said household goods will sell to a better advantage and that one sister wishes to take same at appraised value, and that the remainder of the said heirs are willing that the said sister shall have the said household goods.

G. H. Carson.

The State of Ohio, Union County, ss.

G. H. Carson, being duly sworn, says that the facts stated in the foregoing petition are true, as he verily believes

G. H. Carson.

Known to before me, and signed in my presence, this 28th day of November, 1921.

H. B. Husted, Probate Judge.

Journal Entry: Order for Private Sale -

Probate Court, Union County, Ohio,

November, 29th 1921.

In the matter of

The Estate of

Jane A. Carson, Deceased.

Petition to sell Personal Property

Order of Sale -

This day this cause came on to be heard upon the petition herein filed and the testimony of G. H. Carson, Admr., and the Court being fully advised in the premises finds that the statements and allegations in said petition are true, and that the property therein described ought to be sold as prayed for, and the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at private sale: it is therefore ordered that G. H. Carson as Administrator of said estate, proceed to sell said personal property at private sale, for not less than the appraised value thereof.

It is further ordered that said sale be made upon the following terms, to-wit: Cash in hands at time of sale. It is further ordered that said Administrator make return of his proceedings herein within 60 days from this date, and forthwith after such sale is made, and this cause is continued.

H. B. Husted Probate Judge

Order of Sale

Personal Property

Probate Court, Union County, Ohio,

No.

on Petition To Sell Personal Property

Order of Sale -

In the matter of
The Estate of

Jane A. Carson, Deceased.

To G. H. Carson, Admr. of the estate of Jane A. Carson, deceased. In obedience to an order and decree of the Probate Court within and for said County, made this day, in the matter of said estate, you are hereby authorized and required to proceed according to law to sell at Private vendue, the following personal property, to-wit:

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One lot of household goods -

\$ 250.00

Said sale to be upon the following terms: Cash in hand at time of sale. You will return this order within two months from this date, and forthwith upon the execution of the same together with your report thereon endorsed.

Witness my hand and the seal of said Court, this 28-day of November, A. D. 1921. *[Seal]* H. B. Busted Probate Judge

Return.

Probate Court, Union County, Ohio,

In the matter of
The Estate of

On Petition to Sell

Jane A. Carson, Deceased.

Personal Property,
Report of Sale.

The undersigned, G. H. Carson, Admin. of the estate of Jane A. Carson, deceased, says that in obedience to the order of said Court hereto attached, he sold said personal property, commencing on the 29 day of November, 1921, for the sum of Two Hundred Fifty Dollars, and, ----- cents.

A copy of the notice of sale, duly verified, together with a Bill of said Sales is herewith returned.

Dated this 27-day of December, 1921. G. H. Carson,

Journal Entry, Order Approving and Confirming Sale,

Probate Court, Union County, Ohio,
December, 27th 1921.

In the matter of
The Estate of

Petitioner's Bill Personal Property,

Jane A. Carson, Deceased.

Order Approving and Confirming Sale.

This day this cause coming on to be heard, on the report of G. H. Carson, Admin. of the estate of Jane A. Carson, Deceased, of his proceedings under the former order of this Court; the Court having carefully examined said report, and, being satisfied that said sales have in all respects been regular and legal. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that this proceeding be recorded, and that said Admin. pay the costs herein taxed at \$--- within ten days. H. B. Busted, Probate Judge

Petition for Sale of Real Estate to Pay Debts.

Probate Court, Union County, Ohio,

Files

Oct. 27th 1921.

J. Fred Wood, Administrator
of the estate of Anna D. H. Clay,
Deceased, Plaintiff.

no
civil action

Bertha Carter, Viola Heavry,
Fred Clay, and Herbert Clay,
Defendants.

Petition to Sell Real Estate
Petition

The Plaintiff represents that he is the duly appointed and qualified Administrator of the Estate of Anna D. H. Clay, late of Union County, Ohio, deceased; that the

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Filed 5-8-1921.
E. W. Porter
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Final Record, Union County Probate Court

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Guardian's Petition To Borrow money and Mortgage Real Estate,
Probate Court, Union County, Ohio.

Ella Pours, Guardian of,
Katherine Weber, an incompetent.
Plaintiff.

vs. 9602.
Petition To Borrow money
and Mortgage Real Estate.

Her ward, and
Ella Pours, Francis Weber,
William Braum, Christine Braum,
and Helen Braum, adults, and
Fredrick Weber, Adelbert Braum,
and Carl Clara Braum, minors.
Defendants.

Petition.

The plaintiff represents that she is the duly appointed and qualified guardian of Katherine Weber, an incompetent, of the age of 76 years, on the 16th day of January, 1921, and residing at no. -- West Sixth Street, Marysville, Ohio.

The following are the names and residences of the next of kin of said ward, residing in this state, to-wit:

1. Ella Pours, adult, Marysville, Ohio.
2. Francis Weber, " Delaware, Ohio.
3. William Braum, " Columbus, Ohio.
4. Christian Braum, " Columbus, Ohio.
5. Helen Braum, " Columbus, Ohio.
6. Fredrick Weber, minor Delaware, Ohio.
7. Adelbert Braum, " Marysville, Ohio.
8. Carl Clara Braum, " Marysville, Ohio.

That said ward is the owner in fee simple of the following described real estate, situated in the County of Union, State of Ohio, and in the village of Marysville, to-wit: Part of lot no. three (3) Beginning at a stake south east corner to a lot now owned by D. Piper; thence with the line of his lot, North Ten (10) poles to the North line of a lot formerly owned by C. Rathbun; thence with the line of said lot East four (4) poles to a stake corner to a lot owned by David Kinget; thence with his line North Ten (10) poles to the margin of South Street; thence with said street to the beginning containing one fourth (1/4) of an acre. Being the same lot conveyed by A. J. Whitney and wife, and by said H. S. Wood to the Grantor herein, See: Record of Deeds, Vol. 43, page 503, Union County Recorder's office. That the

following is the nature and amount of the encumbrances upon said real estate described above, showing when the same became or will become due, and the rate of interest thereon, together with the names and residences of all persons holding such liens to-wit: There are no mortgage liens upon said

9602

said premises. That the following is the amount and character of all valid debts due from said Ward, to whom due when the same became or will become due, and the rate of interest thereon, to-wit:

Taxes due June 20 th 1921.	\$ 30. ⁰⁰
Paint due Devine and Moyer now.	20. ⁰⁰
Roofing nails, etc. now due Devine and Moyer.	15. ⁰⁰
Coal, Garrison Bros. \$14.50; 20c. Union Banking Co. \$147.	161.50
Mrs. Brown's wages fixed by him, \$28.; Haines' money \$20. ⁰⁰	48.00
The Jenkins, Hickins Co. dry goods \$17. ⁰⁰ ; Light Co. \$5. ⁰⁰	22.00
Water rent \$5. ⁰⁰ ; Insurance. \$28. ⁰⁰	33.00
Court costs \$5. ⁰⁰ ; C.H. Potter, atty. fees - \$15. ⁰⁰	20. ⁰⁰
	<hr/>
	\$ 349.50

That the following is the character of repairs and improvements proposed to be made upon said real estate and necessity therefor. No repairs or improvements are proposed at the present time.

That the amount required for said repairs and improvements is nothing.

That the income from said real estate is nothing.

The following is a statement of said Ward's personal property, and the income therefrom: The Ward owns nothing in the way of personal property, except house hold goods from which there is no income.

That the amount probably necessary to maintain said Ward for a reasonable length of time, and to pay said above list of valid debts, is the sum of Seven Hundred Dollars (\$700.00). The Plaintiff therefore prays that said Ward and said Ella Potts, Francis Mber, William Braun, Christian Braun, and Helen Braun, adults, and Friedrich Mber, Adelbert Braun, and Carl Clara Braun, Minors, may be made parties Defendant to this Petition, that they be notified of the pendency and prayer hereof, in such way as the Court shall direct; and that she may be authorized to borrow the sum of Seven Hundred (\$700.00) Dollars, to pay such debts, and such additional sum as the Court shall deem necessary to maintain said Ward, and to mortgage so much of said Ward's lands as may be necessary to secure such loan, and for other proper relief.

Ella Potts Guardian of
Catherine Mber, an Incompetent.

The State of Ohio, Union County ss.

Ella Potts, Guardian the Plaintiff, named in the foregoing petition, being duly sworn, says that she believes the facts stated in said petition are true.

Ella Potts.

Sworn to before me, and signed in my presence, this

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Final Record, Union County Probate Court

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28th day of April, 1921, Edward W. Potter, Notary Public, Union County
Journal Entry: Order Fixing Time of Hearing ^{for} for notices
Probate Court, Union County, Ohio.

Ella Poms, Guardian of Katherine Weber, an incompetent. Plaintiff
April, 28th 1921. Petition to Borrow money ^{and} Mortgage Real Estate.

His Ward et. al. Defendants. Order for Notice.
This day Ella Poms, Guardian of Katherine Weber, an incompetent, appeared in open court, and filed her petition, duly verified, praying for authority to borrow money and to mortgage real estate therein described, belonging to her said Ward. It is ordered that the time of hearing said petition be and hereby is fixed for the 2nd day of May, 1921, at one o'clock P.M. It is further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said Katherine Weber, insane, as aforesaid, Ella Poms, Francis Weber, William Braum, Christine Braum, and Helen Braum, adults, and Frederick Weber, Adelbert Braum, and Carl Clara Braum, minors, Defendants, in writing to be served upon them personally, and by leaving copies thereof at the usual place of residence of each of those who can not be served personally 3 days before said day of hearing, and this cause is continued. W. H. Husted Probate Judge.

Notice To Defendants.
The State of Ohio, Union County, ss.
To Katherine Weber, Ella Poms, Francis Weber, William Braum, Christine Braum and Helen Braum.
You are hereby notified: That on the 28th day of April, 1921, the undersigned as Guardian filed in the Probate Court of Union County, Ohio, a petition, the object and prayer of which is that she may be authorized by said Court to borrow money and mortgage Real Estate belonging to the said Katherine Weber, ward as aforesaid, for the purpose of obtaining funds to pay valid debts and for the maintenance of said Ward, situated in the County of Union, in the State of Ohio, and, in the village of Mansfield and described as follows, to-wit:
Situate at # 232 West 6th Street, and bounded on the north a lot owned by Chester Sigman; on the East by a lot owned by Lurilla A. White; on the South by said Sixth Street; and on the West by a lot owned by Ralph H. Piper.
Also, described as follows: Part of out lot No. 3, beginning at a stake south-east corner to a lot now owned by L. Piper; thence with the line of his lot North 10 poles to the South line of a lot formerly owned by C. Patterson; thence with the line of said lot East 4 poles to a

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state corner to a lot owned by David B. Kinget; thence with his line back 10 poles to the margin of South street; thence with said street to the beginning containing one-fourth of an acre; being the same lot conveyed by A. J. Whitney and wife and by said H. B. Wood to the grantor herein. Said petition will be for hearing by said Court, on the 2nd day of May, 1921, at One o'clock P.M. at which time unless you show cause to the contrary, an order will be asked, as prayed for in said petition. Dated this 28th day of April 1921.

Ella Porras, Guardian of Catherine Weber, an Incompetent. Return.

April, 28th 1921.

We, the undersigned next of kin of the within named Ward, hereby acknowledge service of the within notice, and consent that said property may be mortgaged as prayed for, and that said Guardian may be authorized to borrow money to maintain said Ward as asked for in the petition herein. Ella Porras, Wm. Braum, Helen Braum, Christine Braum, Francis Weber.

Summons, Minors.

The State of Ohio, Union County, ss.

To Ella Porras, Union County, Gentling: you are commanded to notify Friedrich Weber, of Delaware Ohio, a minor, and Adelbert Braum, and Carl Clara Braum, of Marysville, Ohio, also minors, and Ella Porras, Francis Weber, William Braum, Christine Braum, and Helen Braum, adults, and Catherine Weber, an Incompetent, making service of this summons upon said Incompetent and said minors and also, if either of them can be found, upon their guardian or their father, or, if neither their guardian nor their father can be found, then upon their mother, or the person having the care of such infants and Incompetent, or with whom they live, that they have been sued by Ella Porras, as Guardian of Catherine Weber, an Incompetent, in the Probate Court of Union County, and that unless they answer by the 2nd day of May, 1921, the petition of said Plaintiff against them filed in said Court, such petition will be taken as true, and judgment rendered accordingly. You will make due return of this summons on the 2nd day of May, 1921.

Witness my hand and the seal of said Court, this 28th day of April, 1921. H. B. Husted, Probate Judge. Return.

The State of Ohio, Union County, ss.

I, Ella Porras, being duly sworn say that I served this writ by delivering a copy thereof with the endorsements thereon personally to the within named defendants, on the

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days and I also further they defend us go with I a verbu. utinof bon day of Order The S To a The for o and certan Court are he execu (\$700 ing village state at d them South with Corn Lis lo sixth Court has payat on ye And obtain To st petiti Costs in the And

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days hereafter named, viz: April 28th 1921, to Adelle B. Braun, and Carl Clara Braun, minors, and there being no guardian I also delivered a true copy thereof on Charles Braun, their father who has the care of such infants, and with whom they live, and also as to the within named minor defendants, April 27th 1921, to Friedrich Weber, and there being no guardian, and no father, I also served a true copy thereof with the endorsements thereon, personally upon his mother, I also delivered a copy personally to said Catherine Weber, Incompetent as aforesaid, and retained a copy thereof myself, as such guardian, as aforesaid.

Ella Potts.

known to before me and signed in my presence, this 28th day of April, 1921. ~~Edw~~ Edward H. Porter, Notary Public, Union Co. O.

Order To Guardian To Mortgage Wards Real Estate.
 The State of Ohio, Union County, ss. Probate Court.
 To Ella Potts, Guardian of Catherine Weber, an Incompetent.

Meeting:

The proceedings required by law having all been had for obtaining an order from this court to borrow money, and mortgage real estate of your said ward, for the certain purposes designated in the order, and the said Court having duly made said order upon its journal, you are hereby commanded in pursuance of said order, to execute as such guardian a note or notes for Seven Hundred (\$700-) Dollars, and to execute a mortgage on the following described lands of said ward, to wit: Situated in the Village of Marysville, Township of Paris, County of Union, and State of Ohio, and part of Out Lot No. 3, and beginning at a stake South-east corner to a lot owned by L. Pifer; thence with the line of his lot North Ten poles to the South line of a lot formerly owned by C. Rathburn; thence with the line of said lot East four poles to a stake corner to a lot owned by David Hingt; thence with his line South Ten poles to the margin of South (now Sixth) Street; thence with said Street to the beginning, containing one-fourth of an acre. Said notes to bear interest at the rate of Seven percent per annum, payable, annually, and the principal to be payable in one year from this 2nd day of May, A. D. 1921.

And you are further commanded that the funds so obtained you distribute as follows:

To the liquidation of the valid debts scheduled in the petition herein, together with the attorney fees and Court Costs, as shown therein. The balance will be used in the maintenance of said ward.

And you are required to report to the Court forthwith

9602

for its approval the execution of said notes and mortgages and your distribution of said fund. witness my signature and the seal of said Probate Court at Mansville, Ohio, this 2-day of May, A.D. 1921. ~~Wm~~ H. B. Busted, Probate Judge.

Return of Order.

To the Probate Court of Union County.

In obedience to the within order I did on the 2-day of May execute the note and mortgages therein directed, in all respects, according to order, and bearing date of May 2-1921.

I have made distribution of the fund so realized as follows: To the liquidation of the valid debts scheduled in the petition herein, together with the attorney fees and court costs as therein stated, and the balance to be used in the maintenance of said Ward. all of which report is hereby respectfully submitted for the approval of the Court.

Ella Potts, Guardian.

The State of Ohio, Union County, ss.

Ella Potts being duly sworn, says the statements contained in the foregoing report are true as she verily believes.

Ella Potts.

Known to before me, and signed in my presence, this 2-day of May, 1921. ~~Wm~~ Edward H. Porter, Notary Public, Union Co., Ohio.

Report of Guardian as to Terms of Loan, Probate Court, Union County, Ohio.

Ella Potts, Guardian of ~~Leatherstocking Mbr.~~ an Incompetent. Plaintiff

Petition To Borrow money and Mortgage Real Estate.

vs.

New Ward, et al. Defendants.

Report as to Terms of Loan.

In obedience to the order of said Court, the copy of which is herewith returned, I have made full and diligent inquiry and find that the best terms obtainable in making the loan on behalf of my said Ward, are as follows: Seven Hundred Dollars (\$700-) due in one year from this 2-day of May A.D. 1921, to The Union Banking Company (of Mansville, Ohio) or order, with Seven (7%) per cent from date, all over due interest to be at Eight percent payable Annually, all evidenced by one certain promissory note, signed by the Guardian herein and with the usual cognovit clause.

Dated this 2-day of May, 1921.

Ella Potts, Guardian.

The State of Ohio, Union County, ss.

Ella Potts being duly sworn, says that the statements in the foregoing report are true as she verily believes.

Ella Potts.

Known to before me and signed in my presence, this 2-day of May, 1921. ~~Wm~~ Edward H. Porter, Notary Public, Union Co., Ohio.

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Final Record, Union County Probate Court

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Journal Entry: Orders Confirming and Authorizing Loans.

Probate Court, Union County, Ohio.

May, 2 - 1921.

Ella Pouns, Guardian of
Catherine Pouns, an Incompetent.
Plaintiff

Petition to Borrow money and mortgage
Real Estate.

v-

New wards et al. Defendants.

Orders.

This day this cause came on to be heard on the report of said Ella Pouns, Guardian, of the rate of interest and time for which she can borrow the amount heretofore found necessary to be borrowed. And the Court having carefully examined said report, finds the terms proposed satisfactory to the Court. It is ordered that the same be accepted, and is hereby confirmed, and said Guardian is authorized and ordered as such Guardian to execute a note or notes for said amount, and to execute a mortgage on the lands designated in the former order herein. It is further ordered that this proceeding be recorded and that said Guardian pay the costs herein taxed at \$- - - within ten days.
H. H. Busted, Probate Judge.

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Filed Oct 27,
1921.
E. W. Porter
atly.

Petition for Sale of Real Estate to Pay Debts.

Probate Court, Union County, Ohio.

No. 9710.

J. Fred Wood, Administrator
of the Estate of
Anna D. H. Clay, Deceased.
Plaintiff

Civil Action

v-

Bertha Lester, Viola Karmy
Fred Clay, and Herbert Clay,
Defendants.

Petition to Sell Real Estate
Petition.

The Plaintiff represents that he is the duly appointed and qualified Administrator of the Estate of Anna D. H. Clay, late of Union County, Ohio, deceased; that the amount of debts due from the deceased is about Two Hundred Dollars (\$200) as near as can be ascertained that the charges of administration of said estate will be about Fifty Dollars (\$50), and that the total of the personal estate and effects of said deceased is but One Hundred and Twenty Dollars (\$120) being wholly insufficient to pay the debts and costs aforesaid. The Plaintiff further represents that said Anna D. H. Clay died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to wit: In the Village of Pickbrook, and bounded and described as follows:

Being the north west corner of In lot # 635 Six Hundred and Thirty-five. Being 33 ft. wide and 56 feet long

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Being the balance of the 1/2 of the lot she now owns. Said lot lies in O. Burns addition to the village of Richmond for further description reference is had to the recorded Plat on record in the Recorder's office in Marysville, Ohio.

Also one other tract of land, situated in said Village, County and State, and bounded and described as follows: Being part of lot no. 635 in Burns Addition to the Village of Richmond,

Beginning at the N.E. Corner of said lot; thence with the North line of said lot west 125 feet; thence southerly and parallel with the east line 33 feet; thence easterly and parallel with the North line 128 feet; thence with the East line of said lot to the beginning.

Said Bertha Carter, Viola M. Barry, Herbert Clay, and Fred Clay, are the only heirs at law, and next of kin of said decedent, having the next estate of inheritance from said Anna D. H. Clay, deceased, in said premises.

The Plaintiff therefore prays that the rights, interest and claims of the said Bertha Carter, Viola M. Barry, Herbert Clay, and Fred Clay, may be fully determined, adjusted, and protected according to equity, and that your petitioner may be authorized and ordered to sell said real estate free of debt, according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

The State of Ohio Union County, ss.

J. Fred Wood, the within named Plaintiff, being duly sworn, says that the various matters, and things set forth in said petition are true, to the best of his knowledge and belief.

J. Fred Wood, as Adminr, as aforesaid.

Sworn to before me and signed in my presence, this 27th day of October 1921. Edward H. Porter, Notary Public, Union County, Ohio

Receipt

J. Fred Wood, Adminr of the Estate of Anna D. H. Clay, Deceased, Plaintiff

Probate Court, Union County, Ohio, no.

Civil Action

Petition to Sell Real Estate,

Receipt

Bertha Carter, Viola M. Barry, Herbert Clay, and Fred Clay, Defendants.

To the Probate Judge: Issue Summons for said Fred Clay, 279 Brier Street, Columbus, Ohio, and endorse thereon "action to Sell Land to Pay Debts"

directed to the Sheriff of said County, returnable according to law. Edward H. Porter, Plt's, attorney,

N.B. Said Fred Clay entered his appearance herein, as shown by his Waiver Therein.

Journal Entry:

In the Probate Court of Union County, Ohio.

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J. Fred Wood the Est Anna

Bertha Carter Fred Clay

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Final Record, Union County Probate Court

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J. Fred Wood, Admin. of
The Estate of
Anna D. H. Gray, Deceased.
Plaintiff

October 27th 1921.
Case no.
Journal entry,

Bertha Carter, Viola Kearny,
Fred Gray and Herbert Gray,
Defendants.

Filing Petition to Sell
Real Estate.

This day came the Plaintiff J. Fred Wood, as Administrator of the estate of Anna D. H. Gray, deceased, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Anna D. H. Gray, deceased, to pay the debts, and the costs of administering the estate, of the said decedent. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. H. Husted, Probate Judge.

Affidavit for Publication.

In the Probate Court, Union County, Ohio.

J. Fred Wood, Administrator
of the Estate of Anna D. H. Gray,
Deceased. Plaintiff,

vs.
October 27th 1921.

against

Bertha Carter, Viola Kearny,
Fred Gray and Herbert Gray,
Defendants.

Affidavit for Publication

J. Fred Wood, the above named plaintiff, being duly sworn, says that Viola Kearny, defendant in this action, is a non-resident of the State of Ohio, and service of summons cannot be made upon her in this state; that the residence of the defendant, Herbert Gray, is unknown and can not be with reasonable diligence be ascertained, and service of summons can not be made upon him, and that this case is one of those mentioned in Section 5045 of the Revised Statutes of Ohio, and also in Section 11292 of the General Code of Ohio.

J. Fred Wood, Administrator

The State of Ohio.

Union County, ss.

Shown to by said J. Fred Wood, before me, and signed by him in my presence, this 27th day of October, A.D. 1921.

Edward H. Porter, Notary Public.

Recd
in and for Union Co. O.

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Wainst.

In the Probate Court of Union County, Ohio,
vs.

J. Fred Wood, Admin.
of the Estate of
Anna D. H. Blay, Decd.
Plaintiff

Petition To Sell Real Estate

v.

Wainst of Answer, and
Consent To Sell.

Bertha Carter, Viola Barry,
Fred Blay, Mrs. Herbert Blay
Defendants.

We, the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waive service of process and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered. Bertha Carter, Fred Blay.

Notice of Publication.

In the Probate Court, Union County, O.
vs.

In the matter of
The Estate of
Anna D. H. Blay, Decedent.

Viola Barry, who resides at No. 500 bearing Ave., Pittsburgh Pa. and Herbert Blay, whose residence is unknown, will take notice that J. Fred Wood, Admin. of the estate of Anna D. H. Blay, deceased, on the 27th day of October 1921, filed his petition in the Probate Court of Union County, Ohio, alleging that the personal estate of said decedent is insufficient to pay her debts and the charges of administering her estate; that she died seized in fee simple of the following described real estate, to-wit: "Situate in the village of Richmond in the County of Union, and State of Ohio, and being part of Lot no. 635 in Burns Addition to said village and beginning at the N.E. corner of said lot; thence with the north line of said lot, west 128 feet; thence southerly and parallel with the east line 33 feet; thence easterly and parallel with the north line 178 feet; thence with the east line of said lot to the beginning," also one other tract of land situated in said village, County and State and bounded and described as follows: "Being the north west corner of In lot no. 635, and being 33 feet wide and 56 feet long, it being the balance of the one-half of the lot deceased owned".

The prayer of the petition is that said property be sold to pay the debts and charges aforesaid. Viola Barry and Herbert Blay are hereby notified that they have been made parties defendant to said petition and that they are required to answer the same on or before the 8th day of December, 1921. J. Fred Wood, Admin.

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Final Record, Union County Probate Court

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E. W. Porter, Attorney, Oct. 27- 1921- 64,
The State of Ohio.

Union County vs. Village of Marysville.

Personally appeared before me, John H. Shearer, and made solemn oath, that the notice, a copy of which is hereto attached was published for six consecutive weeks on and next after October 27th 1921, in the Marysville Evening Tribune, a newspaper of general circulation in the village aforesaid.

John H. Shearer

known to be before me, and signed in my presence, this 10th day of December, A. D. 1921. J. M. Huber, Notary Public Real
Printer's Fees \$19.35.

Journal Entry: Order On Hearing for Private Sale - etc,
Probate Court, January, 14th 1922.

J. Fred Wood, Adm'r.
of the estate of
Anna D. H. Belay, Deceased,
Plaintiff

Petition to Sell Real Estate

Bertha Carter, et. al,
Defendants.

Order of Sale-

This day this cause came on to be heard upon the petition, evidence and testimony, and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court. That the statements and allegations in said petition are true. That said Anna D. H. Belay, deceased, did not leave a widow entitled to dower, in the estate to be sold, and an appraisement of such estate is contained in the Inventory, and that plaintiff as such Administrator has given bond in sufficient amount, with approved sureties, conditioned according to law. It is ordered that another appraisement be and hereby is dispensed with,

and the Court being satisfied that it is necessary to sell the real estate of said Anna D. H. Belay, described in the petition, to pay her debts. And it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered that said J. Fred Wood as such Administrator proceed to sell said real estate, free of dower, at private sale for not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale.

And said petitioner is ordered to make return to this Court immediately after such sale is made. Said,

9710. This cause is continued.
 Application To sell Real Estate at Private Sale.
 Probate Court, Union County, Ohio,
 vs.
 J. Fred Wood, Administrator
 of the estate of
 Anna D. H. Clay, Deceased.
 Plaintiff.

W. H. Busted, Probate Judge.
 vs.
 Petition To sell Real Estate
 application.

Bertha Carter, et al. Defendants
 The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: 1. Because at public sale it might sell for two thirds only of the appraised value. Whereas, at private sale it must bring the appraisement. 2. It will save the expense of advertising. 3. It will save time.
 And he therefore asks for an order authorizing him to sell said real estate at private sale.
 J. Fred Wood,
 Admin. of the Estate of Anna D. H. Clay, Decd.

The State of Ohio, Union County ss.
 J. Fred Wood, Admin. of the estate of Anna D. H. Clay, Decd. being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes.
 J. Fred Wood.

Sworn to before me and signed in my presence, this 14th day of January, 1922. I. M. Zuppan, Notary Public, Union Co. Ohio.
 Affidavit of Disinterested Persons

The State of Ohio, Union County, ss.
 Cad Price, R. L. Graham, and Bent Cahill being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to and that it will be more for the interest of the said Estate to sell said real estate at private sale than at public sale - as they verily believe.

Cad Price, R. L. Graham, Bent Cahill,
 Sworn to before me, and signed in my presence, this 14th day of January, 1922. I. M. Zuppan, Notary Public, Union Co. Ohio.
 Order Of Sale. Free of Dower

The State of Ohio, Union County. Probate Court.
 To J. Fred Wood, Admin. of the Estate of Anna D. H. Clay, decd. Greeting:
 In obedience to an order and decree of the Probate Court, within and for said County, made this day in an certain cause, wherein you as Admin. of said Estate are Plaintiff and Bertha Carter et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value

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thereof free of doubt, the following described premises, to-wit:
 In the village of Richmond, and bounded and described as
 follows: Being the North east corner of In. lot no. 635. Six
 hundred and thirty-five. Being 33 ft. wide and 56 ft long
 Being the balance of the 1/2 of the lot she now owns.
 said lot lies in O. Beuns addition to the village of Rich-
 mond. for further description reference is had to the
 recorded Plat on record in the Recorder's office in
 Mansville, Ohio. Also one other Tract of land, situated
 in said village, county, and State, and bounded and
 described as follows: Being part of Lot no. 635 in Beuns
 addition to the village of Richmond. Beginning at the
 N.E. corner of said lot: Thence with the North line of said
 Lot West 128 feet; Thence southerly and parallel with the
 east line 33 feet; Thence easterly and parallel with the
 north line 128 feet; Thence with the east line of said Lot
 to the Beginning. Said sale to be free of doubt.

and to be upon the following terms: Cash in hand on
 day of sale. You will make return of your proceeding
 to this Court forthwith upon execution of this order.

Witness my signature and the seal of said Probate
 Court at Mansville, Ohio, this 14th day of January, A.D. 1922.
 H. H. Heusted, Probate Judge

Return

To the Probate Court of Union County, Ohio.

In obedience to the foregoing order, I have caused the
 same to be duly executed, as will fully appear by the
 proceedings hereto attached. Dated the 14th day of January, 1922.

J. Fred Wood, Administrator as aforesaid.

Report of Sale

In obedience to the within order, I sold said premises
 on the 14th day of January, 1922, to Bertha Carter for the
 sum of Two Hundred Dollars, said sum being the
 appraised value of the same.

J. Fred Wood, admr. as aforesaid, Dated 14th day of January, 1922.

The State of Ohio, Union County.

The above named J. Fred Wood, being duly sworn, says
 that the sale above reported has been made after dili-
 gent endeavor to obtain the best price for said
 property, and that said sale is for the highest price
 he could get for said property. J. Fred Wood.

Brought to before me, and signed in my presence, this
 14th day of January, 1922.

Edward W. Porter, Notary Public, Union Co., Ohio.

Journal Entry: Order approving and confirming sale
 Probate Court, Union County, Ohio.

January 20th 1922

J. Fred Wood, Admr.
of the Estate of
Anna D. B. Clay, Deceased.
Plaintiff

Petition To Sell Real Estate

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Bertha Carter, et al. Defendants.

Orders approving ^{and}
Confirming Sale

This day this cause coming on to be heard on the report of J. Fred Wood, Admr. of the estate of Anna D. B. Clay, deceased, of his proceedings and sale under the former order of this Court; and upon motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and thereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title, and interest of the said Anna D. B. Clay, deceased, in said real estate, to the purchaser Bertha Carter, upon the said purchaser, paying cash in the sum of Two Hundred Dollars. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$ - within ten days. W. H. Busted Probate Judge

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Filed
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A. M. Cheney
Abstractor

Effie M. Mosher, Guardian of
Bernice Mosher,
Byrle Mosher,
Gerald Mosher, and
Ivaloo Mosher, Minors
Plaintiff

Guardian's Petition To Sell Real Estate,
Probate Court, Union County, Ohio,
no. 9716

Petition To Sell Real Estate

Her said wards, ^{and}
Effie M. Mosher, Defendants.

Petition.

The Plaintiff represents that she is the duly appointed and qualified Guardian of Bernice Mosher, of the age of 15 years, on the 8th day of September 1921, and residing with Effie M. Mosher at Richmond, Ohio, and that she is also the guardian of Byrle Mosher, of the age of 11 years on the 13th day of September 1921, and of Gerald Mosher, of the age of 9 years on the 18th day of September, 1921, and of Ivaloo Mosher, of the age of five years on the 27th day of August 1921, all of whom reside with Effie M. Mosher, at Richmond, Ohio. Plaintiff further represents that Forest E. Mosher died intestate October 9th 1920, seized in fee simple of the undivided one-fifth interest in the real estate herein after described, as one of the five children and heirs at law of

Petition

Final Record, Union County Probate Court

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Emily J. Mosher, deceased. That the said Forest E. Mosher, left Effie M. Mosher, his widow, and said above named children as his sole heirs at law. That said wards are the owners in fee simple of the following described real estate, situated in the County of Union State of Ohio, and in the Village of York Center, to-wit: Part of Survey No. 3234. Bring the undivided one-fifth interest in the following described premises. Beginning at an iron rod in the center of the York Center and Sylvania Gravel Road, and N. 2° E. 176 1/2 feet from an iron rod at the intersection of the cross streets in said town; thence with the center of said road containing N. 2° W. 40 feet to an iron rod; thence with two consecutive lines of Mary J. Davis' lands S. 88° 15' E. 109 1/2 feet to a stone; thence S. 2° E. 50 feet to a stone corner to the lot of Thomas Hornbeck; thence with the North line of said lot N. 85 1/2° W. 109 1/2 feet to the beginning, containing 11/100 acre, more or less.

The above described tract includes the lot of N. W. Reading. See Vol. No. 67 page 479. Union County Record of Deeds and part of Mary J. Davis' land. Also another lot, part of Survey No. 3234, and bounded and described as follows: Beginning at an iron pin at the southeast corner of the lot owned by Bechtel and Hornbeck; thence east with Lydia Zallman's north line Sixty (60) feet to a stone; thence north 81 feet to a stone; thence west Sixty (60) feet to the northeast corner of Wata C. Luttrell's lot; thence with said Wata C. Luttrell's east line 50 feet to a stone; thence west 6 1/2 feet to a stone, corner to said Bechtel and Hornbeck's northeast corner; thence with said Bechtel and Hornbeck's east line 26 feet to the place of beginning. The last described lot was deeded to Wata C. Luttrell by James and Viola P. Cooley on the 1st day of March, 1905. See Records of Deeds Vol. 91 page 392. Said real estate is worth annually - nothing.

That said Plaintiff has received no rents from the real estate of her wards. That the sale of said real estate is asked for the following reasons. That said undivided interest is not sufficiently valuable for the support of said wards, and that the money derived from the sale thereof is needed to aid in the support and education of said wards. The Plaintiff therefore prays that said Bernice Mosher, Byrle Mosher, Israel Mosher, and Evalor Mosher, and Effie M. Mosher, widow of Forest E. Mosher, may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed.

Petition

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for other proper relief. Effie M. Mosher, Guardian.
 The State of Ohio, Union County ss.
 Effie M. Mosher, being duly sworn, says that she is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as she verily believes.

Effie M. Mosher,
 sworn to before me, and signed in my presence, this 16th day of November, 1921. *W. H. Husted* Probate Judge

Journal Entry: In the Probate Court of Union County, Ohio,
 Effie M. Mosher, Guardian of
 Berice Mosher, Byrle Mosher,
 Herald Mosher and Ivalor Mosher,
 minors Plaintiff
 vs.

November, 16th 1921.
 Case no -
 Journal entry.

Her said wards, and
 Effie M. Mosher, widow, Defendants.

Filing Petition to Sell Real Estate.

This day came the Plaintiff Effie M. Mosher, Guardian of Berice Mosher, et al. and presented to this Court her petition, duly verified, praying an order for the sale of real estate of said Berice Mosher and others, minors. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency and prayer of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. H. Husted, Probate Judge.

Order For Notice

Probate Court, Union County, Ohio.

Effie M. Mosher, Guardian of
 Berice Mosher et al. Plt/f
 against.

Proceeding to Sell Real Estate

Her said ward et al. Defs.

Order For Notice.

To Effie M. Mosher, Guardian: You are hereby ordered to give notice to Berice Mosher, Byrle Mosher, Herald Mosher, and Ivalor Mosher, your wards, Defendants to your petition, this day filed in said Probate Court, for assignment of date and sale of the following described real estate of said wards, of the filing of said petition and the time when the same will be heard; such notice to be given at least five days before the time hereinafter named for said hearing: The real estate so asked to be sold is described as follows, to wit:

Being the undivided one-fifth interest in the following described premises, part of Survey No. 3234, and situate in the State of Ohio, County of Union and Village of York Center, and bounded and described as follows:-

Beginning at an iron rod in the center of the York Center and Byhalia Grant Road and N. 2° E. 176 1/2 feet

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Final Record, Union County Probate Court

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from an iron rod at the intersection of the cross streets in said town. thence with the center of said road containing N. 2° W. 45 feet to an iron rod: thence with two consecutive lines of Mary J. Davis' land S. 88° 15' E. 109 1/2 feet to a stone: thence S. 2° E. 50 feet to a stone corner to lot of Thos. Hornbeck: thence with the north line of said lot N. 85° 1/2° W. 109 1/2 feet to the beginning containing 1/1000 acrs. more or less.

The above described tract includes the lot of W. H. Reading per vol. no. 67 page 479 Union County Records, of Deeds and part of Mary J. Davis lands.

also another lot, part of Survey No. 3234, and bounded and described as follows:

Beginning at an iron pin at the south east corner of the lot owned by Bechtel and Hornbeck: thence East with Lydia Fullman's north line sixty (60) feet to a stone: thence north 81 feet to a stone: thence west sixty (60) feet to the northeast corner of Vesta C. Luttrell's lot: thence with said Vesta C. Luttrell's east line 50 feet to a stone: thence west 6 1/2 feet to a stone corner to said Bechtel and Hornbeck's northeast corner: thence with said Bechtel and Hornbeck's east line 25 feet to the place of beginning. The last described lot was deeded to Vesta C. Luttrell by James and Viola P. Cooley, on the 1st day of March, 1905. See Record of Deeds vol. 91 page 392.

Said petition will be for hearing before said Probate Court, at the office of the Judge of said court in Marysville Ohio, on the 22 day of November, A. D. 1921, at 10 o'clock, A. M. Said Guardian will make due return showing how he served this order. Witness my hand and the seal of said court, at Marysville, Ohio, this 16 day of November, 1921. W. H. Custard, Probate Judge

The State of Ohio, Union County.

I, Effie M. Mosher, being duly sworn, say that on the 17 day of November, 1921, I served this writ by delivering a true copy thereof personally to the within named Bessie Mosher, Byle Mosher, Gerard Mosher, and David Mosher.

Effie M. Mosher, Guardian.

Brown to before me, and signed in my presence, this 17 day of November, 1921. W. H. Custard, Probate Judge, Answer of Widow.

In the Probate Court of Union Co. Ohio.

Effie M. Mosher, Guardian of Bessie Mosher, et. al. Infants.

vs.

Answer of Widow.

Plaintiff

vs. Her said Wards, et. al.

Proceedings To Sell Real Estate.

Defendants.

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And now comes Effie M. Mosher, one of the defendants in the above entitled cause and voluntarily enters her appearance herein, and for her answer to the petition in this case filed, says: that she is the widow of said Forest E. Mosher, deceased, and as such is entitled to dower in the premises, described in said petition; that her age is forty years; that she consents to the sale of the real estate of said minor, as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds, or in rents and profits; and asks the Court that said premises may be sold free from her dower estate therein and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such sale, as she counts may seem reasonable.

Effie M. Mosher.

The State of Ohio, Union County, ss.

Effie M. Mosher, being duly sworn, makes oath that the facts stated in the foregoing answer are as she believes true.

Effie M. Mosher.

Sworn to by said Effie M. Mosher, before me, and signed by her in my presence, this 17th day of November, A. D. 1921.

H. H. Husted, Probate Judge.

Application for Appointment of Guardian Ad Litem.

Probate Court, Union County, Ohio.

Effie M. Mosher, Guardian
of Bessie Mosher, et al. Minors
Plaintiff

November 22 - 1921.
Application for
Appt of Guardian ad Litem.

Her said wards, et al. Defendants.

To the Hon. H. H. Husted, Judge of said Court:

The undersigned Effie M. Mosher, makes application for the appointment of a guardian ad litem for the minor defendants in the above entitled case, the defendant Bessie Mosher over the age of 14 years, and Byrle Mosher, Gerald Mosher and Isabel Mosher, under the age of fourteen years, and have been duly served with summons herein.

The undersigned suggests that M. H. Reemel who is a suitable person be appointed as such guardian ad litem,

Respectfully, Effie M. Mosher.

Journal entry on appointment of Guardian ad Litem.

Probate Court Union County, O., November, 22 - 1921

Effie M. Mosher, et al. of
Bessie Mosher, et al. Minors Plaintiff

No. _____
Appointment

Her said wards, et al. Defendants. of Guardian ad Litem.

This day, Effie M. Mosher, appeared in open Court, and made application for the appointment of a guardian ad litem for the minor defendants in this case, and it appearing to the Court that the defendants Bessie Mosher

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Final Record, Union County Probate Court

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over the age of 14 years, and Byrle Mosher and Gerard Mosher, and Galor Mosher, under the age of fourteen years, and have been duly and legally served with summons herein; it is ordered that M. H. Reams, by and she hereby is appointed Guardian for the suit, for said minor defendants. And now comes the said M. H. Reams, and in open Court accepts said appointment.

W. H. Huusted Probate Judge.

Answer of Guardian Ad Litem

Probate Court, Union County, Ohio,

Effie M. Mosher, widow of
Bernice Mosher, et al. Minors
Plaintiffs

vs.
Petition to Sell Real Estate

Answer of Minor Defendants.

Her said Wards et al. Defendants.

And now come the said Bernice Mosher, Byrle Mosher, Gerard Mosher and Galor Mosher, the minor defendants to the petition in said cause, by M. H. Reams, their Guardian Ad Litem, heretofore appointed in said cause by said Court, and for answer to said petition, deny all the material allegations therein contained prejudicial to said minor defendants; and further say, that they are of tender years, and not acquainted with the law in such cases.

They therefore pray the Court to protect their rights in this cause, and for such relief as may be just.

Bernice Mosher, Byrle Mosher, Gerard Mosher, and Galor Mosher.
By M. H. Reams, Adm. Ad Litem.

Journal Entry: Order On Hearing of appraisement, etc.

Probate Court, Union County, Ohio,

Effie M. Mosher, Guardian
of Bernice Mosher, et al. Minors.
Plaintiff

November 22 - 1921.
Petition To Sell Real Estate

Her said Wards, et al.
Defendants.

Order of appraisement.

This day this cause came on to be heard upon the petition evidence and testimony, the answer of Effie M. Mosher, widow, and the answer of M. H. Reams guardian ad litem for the minor defendants, and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court, and that the statement and allegations in said petition are true. That said Effie M. Mosher as widow of said Frank E. Mosher is entitled to dower in said real estate; that said widow by her answer herein waives the assignment of dower in said premises by metes and bounds, or in rents and profits, and.

Final Record, Union County Probate Court

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consents to the sale of said premises free from her dower estate therein. And also Court being satisfied that it is necessary to sell the real estate of said minor, described in the petition, as prayed for. It is ordered that L. B. Berry, J. W. Robertson, and A. M. Cherry three suitable and judicious disinterested men of the vicinity of said real estate, who are freeholders, be and they hereby are appointed to appraise said lands as a whole, at their true value, in money, free from the dower estate of said Effie M. Mosher, therein.

It is further ordered that said appraisers be sworn as required by law, and, afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 22nd day of November, 1921, and this cause is continued. W. H. Husted, Probate Judge.

Order of Appraisement.

The State of Ohio, Union County, ss. Probate Court
To Effie M. Mosher, Guardian of Bernice Mosher, Byrle Mosher, Gerald Mosher, and Ina M. Mosher, Minors. Greeting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Guardian of Bernice Mosher, et al. are Plaintiff and Bernice Mosher, et al. are Defendants, you are commanded that by the oaths of L. B. Berry, J. W. Robertson, and A. M. Cherry, judicious, disinterested men of the vicinity, not of kin to the petitioners, who are freeholders of the County, in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free from the dower estate of Effie M. Mosher, therein, to wit: Being the undivided one-fifth interest in the following premises, situate in the State of Ohio, County of Union and Village of York Center, being part of Survey No. 3234, and bounded and described as follows: Beginning at an iron rod in the center of the York Center and Byhalia gravel Road, and N. 2° E. 176 1/2 feet from an iron rod at the intersection of the cross streets in said town; thence with the center of said road continuing N. 2° W. 45 feet to an iron rod; thence with two consecutive lines of Mary J. Davis lands, S. 88° 15' E. 109 1/2 feet to a stone; thence S. 2° E. 50 feet to a stone corner to the lot of Thos. Hornbeck; thence with the north line of said lot N. 85 1/2° W. 109 1/2 feet to the beginning. Containing 11/100 acres more or less.

The above described tract includes the lot of W. H. Reading, 6th vol. No. 67, page 479 Union County Record of Deeds and part of Mary J. Davis lands.

Also another lot part of Survey No. 3234, and bounded and described as follows: Beginning at an Iron pin at the southeast corner of the lot owned by Bechtel and Hornbeck;

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Thence East with Lydia Dallman's north line sixty (60) feet to a stone; thence north 51 feet to a stone; thence west sixty (60) feet to the north east corner of Wata C. Suttrell's lot; thence with said Wata C. Suttrell's East line, 50 feet to a stone; thence west 6 1/2 feet to a stone, corner to said Bechtel and Koubek's north east corner; thence with said Bechtel and Koubek's east line 26 feet to the place of beginning.

The last described lot was deeded to Wata C. Suttrell by James and Viola P. Cooley on the 1-day of March, 1900. See Record of Deeds Vol. 91, page 392. You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and, leave you then and there this writ. Witness my signature as Judge and Ex-officio Clerk of our said Probate Court and the seal of said Court at Marysville, Ohio, this 22-day of November, 1921. *W. C. Busted, Probate Judge.*

- Return -

To The Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 22-day of November, 1921. *Effie M. Mosher.*

Oath of Appraisers.

The State of Ohio.

Union County, ss.

We, the undersigned appraisers, do make solemn oath, that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

J. N. Robertson, L. B. Barry, A. M. Cheney, Appraisers.
Known to before me, and signed in my presence, this 22-day of November 1921. *Hazel Deans, Notary Public, Union County, Ohio.*

Appraisers' Return.

In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at One Hundred (\$100-) Dollars, free of down estate. Given under our hands, this 22 day of November, 1921.

J. N. Robertson, L. B. Barry, A. M. Cheney, Appraisers.
Fees of Appraisers, \$1.00 per day each.
Journal entry; Order Approving Appraisement and for Bond, Probate Court, Union County, Ohio.

Effie M. Mosher, Clerk of November 22, 1921.
Bernice Mosher et al, Minors
vs. Plaintiff
Her said Wards, et al, Defendants Order for Bond.

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This day came the said Plaintiff and produced to the Court, the report of an appraisement herein made by L.B. Harvey, J.M. Robertson, and A.M. Cheney in pursuance of a former order of this Court: and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said Effie M. Mosher, execute within 5 days, to the State of Ohio, a bond with sufficient freehold sureties, to be approved by the Court in the sum of Two Hundred Dollars, conditioned according to law, and this cause is continued. W. H. Buxton P.J.

Application To Sell Real Estate at Private Sale.
 Probate Court, Union County, Ohio.

Effie M. Mosher, Guardian of
 Bernice Mosher, et al. minors
 Plaintiff

vs.
 Petition To Sell Real Estate.

Her said Wards, et al.
 Defendants.

Application.

The said Plaintiff represents that it would be for the best interest of the said minors to sell the real estate described in the petition in this case at private sale for the following reasons: First that to sell at private sale will save the costs and expenses of a public sale. Second: that said real estate can be sold forthwith at private sale for the appraised value thereof. Third: That the appraised value is all that said premises are reasonably worth.

And she therefore asks for an order authorizing her to sell said real estate at private sale. Effie M. Mosher,
 Guardian of Bernice Mosher, et al. minors.

The State of Ohio, Union County ss. Effie M. Mosher, being duly sworn, says that the various matters set forth in the foregoing application are true as she verily believes. Effie M. Mosher, Guardian.
 Sworn to before me and signed in my presence, this 22 day of November, 1921. W. H. Buxton Probate Judge.

Affidavit of Disinterested Person.

The State of Ohio, Union County ss. L.B. Harvey, Eber N. Dillon, and Chas E. Blain, being duly sworn, says that they know the facts set forth in the Application to which this affidavit is attached: that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said Bernice Mosher, et al. minors, to sell said real estate at private sale, than at public sale, as they verily believe.

L.B. Harvey, Eber N. Dillon, Chas. E. Blain
 Sworn to before me, and signed in my presence, this 22 day of November, 1921. W. H. Buxton, Probate Judge.

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Guardians Bond.

Know all men by these Presents: That Mr. Effie M. Mosher, L. B. Herry and A. M. Cheney, are held and firmly bound unto the State of Ohio, in the sum of Two Hundred Dollars, for the payment of which we hereby, jointly and severally, bind ourselves our heirs executors and administrators.

Signed by us, and dated at Marysville, Ohio, this 22-day of November, A. D. 1921. The condition of the above obligation is such that whereas, the above bound Effie M. Mosher, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of Bernice Mosher, Byrle Mosher, Gerald Mosher and Evalor Mosher, minors.

And whereas, the said Effie M. Mosher, as such Guardian, has filed a petition in said Probate Court asking an order for the sale of certain real estate of said wards described in said petition, which under proceeding in said Court duly had, has been appraised at the sum of One Hundred Dollars, and whereas, said Court, on the 22-day of November, 1921, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided. Now if the said Effie M. Mosher, aforesaid, shall faithfully discharge her duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

Effie M. Mosher, L. B. Herry, A. M. Cheney.

This bond approved in open Court, this 22-day of November, 1921. H. H. Keasted, Probate Judge.

Approving Bond, and Ordering Sale.

Probate Court, Union County, Ohio.

Effie M. Mosher, Edu. of Bernice Mosher et al. Minors Plaintiff

November, 22-1921, Approving Bond and Ordering Sale -

Her said wards et al.

Defendants.

This day this cause came on further to be heard, and it appearing to the Court that the said Effie M. Mosher, Guardian of Bernice Mosher, et al. Minors, the plaintiff above named has given bond as heretofore, ordered, in the sum of Two Hundred (\$200-) Dollars with L. B. Herry and A. M. Cheney freeholders as sureties; it is ordered that said bond be and hereby is approved. And it is made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said minors to sell the real estate described in the petition at private sale. It is therefore further ordered that

Final Record, Union County Probate Court

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said Effie M. Mosher as such Guardian proceed according to law to sell at private sale the real estate described in the petition free of dower for not less than two thirds the appraised value of said real estate on the following terms to wit. Cash in hand on day of sale. And said petitioner is ordered to make return to this court immediately after such sale is made and this cause is continued.

W. H. Busted Probate Judge.

Order of Sale Free of Dower.

The State of Ohio, Union County Probate Court.

To Effie M. Mosher Widow of Bernice Mosher et al. Minors. Greeting:

In obedience to an order and decree of the Probate Court

within and for said County made this day in a certain cause

wherein you as Guardian in Plaintiff and Bernice Mosher

Byale Mosher, Gerald Mosher and Walter Mosher et al. are

Defendants, you are commanded to proceed according to law

to sell at private sale for not less than the appraised value

thereof free of the dower of Effie M. Mosher, widow of Forest

E. Mosher, deceased, the following described premises, to wit:

Being the undivided one fifth interest in the following

premises, situate in the State of Ohio, County of Union and

Town of York Centre, being part of Survey No. 3234, and bounded

and described as follows: Beginning at an iron rod in

the center of the York and Byhalia Grand Road, and N. 2° E.

176 1/2 feet from an iron rod at the intersection of the cross

streets in said Town: thence with the center of said road

containing N. 2° W. 45 feet to an iron rod; thence with

two consecutive lines of Mary J. Davis S. 88° 15' E. 109 1/2 feet to

a stone; thence S. 2° E. 50 feet to a stone corner to the

lot of Thos. Korbuck; thence with the north line of said lot N.

85 1/2° W. 109 1/2 feet to the beginning. Containing 11/100 acres,

more or less. The above described tract includes the

Lot of W. W. Reading. See Vol. No. 67 page 477, Union County

Records of Deeds, and part of Mary J. Davis lands. Also another

lot, part of Survey No. 3234, and bounded and described as

follows: Beginning at an iron pin at the south east

corner of the lot owned by Bechtel and Korbuck; thence

East with Lydia Fallman's north line sixty (60) feet to a

stone; thence North 81 feet to a stone thence West sixty

(60) feet to the north east corner of Vesta C. Luttrell's lot;

thence with said Vesta C. Luttrell's east line 50 feet to

a stone; thence West 6 1/2 feet to a stone corner to said

Bechtel and Korbuck's north east corner; thence with

Bechtel and Korbuck's east line 26 feet to the place of

beginning. The last described lot was deeded to

Vesta C. Luttrell by James and Viola P. Corby on the 1st day

of March, 1905. See Record of Deeds Vol. 91 page

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Said... Cash... of your... of the... Probate... To the... In o... same... proceed... 1921... In o... 22-... of an... value... Date... The... the... that... dilig... und... get... 22-... Journ... Effie... of Be... Her s... The... Swan... thufom... Jctit... orde... report... all... family... thence... that... and... in s... upon... Cause... herein... of the

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said sale to be private, and, to be upon the following terms: Cash in full in hand on day of sale. You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court, at Mansfield, Ohio, this 22-day of November, 1921.

W. H. Heusted, Probate Judge.

Return,

To the Probate Court of Union County, Ohio:
 In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 22-day of November, 1921.

Effie M. Mosher

Report of Sale.

In obedience to the within order, I sold said premises on the 22-day of November 1921, to Max C. Sanders, for the sum of One Hundred Dollars, said sum being the appraised value of the same.

Effie M. Mosher.

Dated the 22-day of November, 1921.

The State of Ohio, Union County,

The above named Effie M. Mosher, being duly sworn, say that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.

Effie M. Mosher.

Sworn to before me and signed in my presence, this 22-day of November, 1921.

W. H. Heusted, Probate Judge.

Journal Entry:	Probate Court, Union County, Ohio,
Effie M. Mosher, Adm.	November, 22- 1921
of Bernice Mosher, et al. Minors	Petition to Sell Real Estate
Plaintiff	

P.

Orders of

Her said Wards et al. Defendants. Confirmation, Distribution -

This day this cause came on to be heard on the report of Effie M. Mosher, Guardian of Bernice Mosher et al. Minors, of her proceedings under the former order of this Court, and upon the motion of said petitioner to confirm the sale made in obedience to said order; and the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and lawfully made; it is ordered that the same be approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Bernice Mosher, et al. Minors, in said real estate, to the purchaser Max C. Sanders, upon the payment of the purchase price. And now this cause coming on further to be heard upon the pleadings herein and upon the motion to distribute the proceeds of the sale, amounting to the sum of One Hundred Dollars.

9716 and she said Effie M. Mosher, widow, having by answer herein waived the assignment of dower, in said premises by metes and bounds, or in rents and profits, and, asked that the value of such dower be allowed and paid her out of the proceeds of the said sale; the Court finds the just and reasonable value of her dower interest in said real estate to be the sum of twenty-five Dollars.

It is further ordered that said Guardian, out of the money in her hands, pay the costs and expenses incurred in the sale of said property, amounting to the sum of \$ ---.

And it is further ordered that said Guardian, pay to Effie M. Mosher, widow, the sum of \$25.00, which the Court finds to be the value of her dower estate in said premises. The balance, to be accounted for by Effie M. Mosher, as Guardian of Benjamin Mosher, et al, minor.

And it is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$ ---, out of the proceeds of said sale, within ten days.

W. H. Husted, Probate Judge.

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Guardians Petition To Sell Real Estate.

Probate Court, Union County, Ohio,
No. 9762

Etta L. Moody Guardian of
Myrtle Moody, minor.
Plaintiff

Petition
To Sell Real Estate.

Her said Ward, and
Etta L. Moody.
Defendants.

Petition

The Plaintiff represents that she is the duly appointed and qualified Guardian of Myrtle Moody, of the age of 12 years, on the 23rd day of November, 1926, and residing with Etta L. Moody, in Union County, Ohio.

Plaintiff further represents that Chester A. Moody, died intestate in Washington Township, Union County, Ohio, on or about the 21st day of February 1920. seized in fee simple of the real estate herein after described; that said Chester A. Moody left Etta L. Moody, his widow, and Myrtle Moody his daughter, and sole heir at law. Plaintiff further says that no personal estate of any kind belonging to said Ward ever came to the knowledge or possession of Plaintiff; that there is no personal estate of her said Ward dependent upon the settlement of any decedent's estate or the execution of any trust, nor in expectancy.

That said ward is the owner in fee simple of the following described real estate, situated in the County of Scioto, State of Ohio, and in the Township of Washington to wit: Beginning at a hickory and two black oaks, corner to the Original Surry Land corner to Surry

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No. 13471. made by Duncan W. Arthur; thence with a line of the same S. 72° W. 88 poles to a stake and three chestnut oaks, and a genu. corner to said W. Arthur; thence N. 18° W. 82 poles to a poplar, corner to W. Arthur; thence N. 12° E. 112 poles to a pine and hickory on the top of ridge; thence S. 58° E. 16 poles to a stake; thence S. 63° E. 18 poles to a stake; thence S. 32° E. 54 poles to a chestnut oak; thence S. 30° W. 39 poles to a stake; thence S. 34° E. 28 poles to a stake; thence S. 26° E. 21 poles to the beginning.

Containing 70 acres, more or less.

Said real estate is worth annually - no - Dollars.

That said Plaintiff has received no rents from the real estate of her ward. That the sale of said real estate is asked for the following reasons: That no income is derived from the same, and that said land is an expense by reason of taxes and repairs etc. and that the money derived from the sale thereof is needed to aid in the support and education of said ward.

The Plaintiff therefore prays that said Myrtle Moody and Etta L. Moody, widow of Chester A. Moody, may be made Defendants to this petition, and notified of the pendency hereof according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed, and for other proper relief.

Etta L. Moody, Guardian

The State of Ohio, Union County, ss.

Etta L. Moody being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he truly believes.

Etta L. Moody.

Sworn to before me and signed in my presence, this 23rd day of January, 1922. C. E. Kagay, Notary Public

9762

Journal Entry

In the Probate Court of Union County, Ohio.

Etta L. Moody Guardian of Myrtle Moody, Minor Plaintiff

January 23 - 1922 No. 9762. Journal entry.

Her said Ward and Etta L. Moody, widow Defendants

Filing Petition to Sell Real Estate.

This day came the Plaintiff Etta L. Moody, Guardian of Myrtle Moody and presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said Myrtle Moody, minor. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer, of the said petition, and of the

Final Record, Union County Probate Court

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time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.
W. H. Husted, Probate Judge.

Order For Notice.

Probate Court, Union County, Ohio,
No. 9762

Etta L. Moody Guardian of
Myrtle Moody et al. Pet'rs.

Proceeding To Sell Real Estate

Against
Her said Ward et al. Def'ts.

Order for Notice.

To Etta L. Moody, Guardian: you are hereby ordered, to give notice to Myrtle Moody, your Ward, Defendant to your petition, this day filed in said Probate Court, for assignment of dower, and sale of the following described real estate of said Ward, of the filing of said petition and the time when the same will be heard; such notice to be given at least five days before the time herein after named for said hearing:

The real estate so asked to be sold is described as follows, to wit: Situate in the State of Ohio, County of Scioto, and township of Washington, and bounded and described as follows:— Beginning at a hickory and two black oaks, corner to the original Survey and corner to Survey No. 12471, made by Duncan M^c Arthur; thence with a line of the same S. 72° W. 88 poles to a stake, and three Chestnut oaks, and a gum, corner to said M^c Arthur; thence N. 18° W. 52 poles to a poplar, corner to M^c Arthur; thence N. 12° E. 112 poles to a pine, and hickory on the top of ridge; thence S. 58° E. 16 poles to a stake; thence S. 63° E. 18 poles to a stake; thence S. 32° E. 54 poles to a Chestnut oak; thence S. 30° W. 39 poles to a stake; thence S. 34° E. 28 poles to a stake; thence S. 26° E. 21 poles to the beginning. Containing 70 acres, more or less.

Said petition will be for hearing before said Probate Court, at the office of the Judge of said Court, in Marysville, Ohio, on the 25th day of February, A.D. 1922, at 10 O'clock A.M.

Said Guardian will make due return showing how she served this order. Witness my hand, and the seal of said Court, at Marysville Ohio, this 23rd day of January, 1922. W. H. Husted, P. J.

Return -

The State of Ohio, Union County.

I, Etta L. Moody, being duly sworn, say that on the 24th day of January, 1922, I served this writ by delivering a true copy thereof personally to the within named Myrtle Moody.

Etta L. Moody, Guardian.

Known to before me, and signed in my presence, this 24th day of January, 1922.

E. E. Kagay, Notary Public,
Aunt of Widow.

In the Probate Court of Union County, Ohio,

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Etta L. Moody, Guardian of
Myrtle Moody, minor
Plaintiff

no. 9762

answ. of widow

Proceedings to Sell Real Estate.

Her said Ward. Defendant.

And now comes Etta L. Moody, one of the defendants in the above entitled cause and voluntarily enters her appearance herein, and for her answer to the petition in this case filed, says: that she is the widow of said Chester W. Moody, deceased, and, as such is entitled to dower in the premises, described in said petition: that her age is 35 years; that she consents to the sale of the real estate of said minor, as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds or in rents and profits; and asks the court that said premises may be sold free from her dower estate therein, and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such as the court may deem reasonable.

Etta L. Moody.

The State of Ohio, Union County ss.

Etta L. Moody, being duly sworn, makes oath that the facts stated in the foregoing answer are as she believes true.

Etta L. Moody.

Done to by said Etta L. Moody before me, and signed by her in my presence, this 24th day of January, A. D. 1922.

W. L. Kay, Notary Public

Application for Appointment of Guardian Ad Litem.

Probate Court, Union County, Ohio.

Etta L. Moody, Guardian of
Myrtle Moody, minor.
Plaintiff

January, 23, A. D. 1922.

application for appt. of
Guardian ad litem.

Her said Ward et al. Deft.

To the Hon. W. H. Basted, Judge of said Court:

The undersigned Etta L. Moody, makes application for the appointment of a Guardian ad litem for the minor defendant in the above entitled case. The defendant Myrtle Moody is under the age of fourteen years, and has been duly served with summons herein. The undersigned suggests that M. H. Reams who is a suitable person be appointed as such Guardian ad litem. Respectfully, Etta L. Moody.

Journal Entry: Etta L. Moody, Guardian of
Myrtle Moody, a minor.
Plaintiffs

Probate Court, Union County, Ohio, January 23, 1922.

Her said Ward et al. Deft.

Appointment of
Guardian ad litem

This day Etta L. Moody, appeared in open court, and made application for the appointment of a Guardian ad litem for the minor defendants in this case.

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And it appearing to the Court that the defendant Mynter Moody, under the age of 14 years and has been duly and legally served with summons herein: it is ordered that W. B. Reams Sr and she hereby is appointed Guardian for the said minor defendants.

And now comes the said W. B. Reams, and in open Court accepts said appointment

H. B. Hensted, Judge.

Answer of Guardian Ad Litem.

Probate Court, Union County, Ohio,

no. 9762

Petition to Sell Real Estate

Etta L. Moody, Guardian of Mynter Moody, a minor, Plaintiff

vs. Mynter Moody, Defendants.

Answer of Minor Defendants.

And now come the said Mynter Moody the minor defendants to the petition in said cause by W. B. Reams, her Guardian ad litem, heretofore appointed in said cause by said Court, and for answer to said petition, deny all the material allegations therein contained, prejudicial to said minor defendants; and further say, that they are of tender years, and not acquainted with the law in such cases.

They therefore pray the Court to protect their rights in this cause, and for such relief as may be just.

Mynter Moody, By W. B. Reams, Ad. Litem.

Probate Court, Union County, Ohio,

February, 25th 1927.

Petition to Sell Real Estate

Journal Entry:

Etta L. Moody, Guardian of Mynter Moody, a minor, Plaintiff

vs. Mynter Moody, Defendant.

Order of Appraisement

This day this cause came on to be heard upon the petition, evidence, and testimony, the answer of Etta L. Moody, widow, and the answer of W. B. Reams, guardian ad litem for the minor defendant, and the Court, being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process, or, have voluntarily entered their appearance herein, and are now properly before the Court, and that the statements and allegations in said petition are true. That said Etta L. Moody as widow of said Chester A. Moody is entitled to dower in said real estate.

That said widow by her answer herein waives the assignment of dower in said premises, by metes and bounds, or in rents and profits, and consents to the sale of said premises free from her dower estate therein. And the Court being satisfied that it is necessary to sell the real estate of said minor, described in the petition, as prayed for.

It is ordered that P. L. Williams, C. A. Foreman, and George S. Moody three suitable and judicious disinterested

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men of the vicinity of said real estate, who are freeholders be and they hereby are appointed to appraise said lands as a whole at their true value in money, free from the dower estate of said Etta L. Moody, therein. It is further ordered that said appraisers be sworn, as required by law, and, afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 27 day of February, 1922, and this cause is continued. H. B. Busted, Probate Judge

Order of Appraisement.

The State of Ohio, Union County, ss.

Probate Court,

To Etta L. Moody, Guardian of Myrtle Moody, minor. Greeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Guardian of Myrtle Moody are Plaintiff and Myrtle Moody et al. are Defendants, you are commanded that by the oaths of P. L. Williams, C. W. Forman, and George S. Moody, judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders, of the County in which said real estate is situated, and, upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free from the dower estate of Etta L. Moody, therein to wit: Situate in the State of Ohio, County of Scioto, and Township of Washington and bounded and described as follows: Beginning at a hickory and two black oaks, a corner to the original Survey and corner to Survey No. 13471, made by Duncan McArthur: thence with a line of the same S. 72° W. 88 poles to a stake and three chestnut oaks, and a gum, corner to said McArthur: thence N. 18° W. 82 poles to a poplar, corner to McArthur: thence N. 12° E. 112 poles to a pine and hickory on the top of ridge: thence S. 58° E. 16 poles to a stake: thence S. 63° E. 18 poles to a stake: thence S. 32° E. 54 poles to a chestnut oak: thence S. 30° W. 39 poles to a stake: thence S. 34° E. 28 poles to a stake: thence S. 26° E. 21 poles to the beginning, containing 70 acres, more or less.

You will make return of your proceedings herein to our said Probate Court, forthwith upon execution of said order, and, have you then and there this writ.

Witness my signature as judge and ex-officio clerk of our said Probate Court, and the seal of said Court, at Marysville, Ohio, this 25 day of February, 1922. H. B. Busted, Probate Judge

Return.

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 27 day of February, 1922.

Etta L. Moody.

9762

Oath of Appraisers.

The State of Ohio, Union County, ss.

We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

P. L. Williams, C. L. Forman, George S. Moody, Appraisers.

Known to before me, and signed in my presence, this 27th day of Feb'y 1922. C. E. Kagay, Notary Public, Union Co., Ohio.

Appraisers' Return

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at Two Hundred and Fifty (\$250.00) Dollars, free of said dower estate.

Given under our hands, this 27th day of February, 1922.

P. L. Williams, C. L. Forman, George S. Moody, Appraisers.

Fees of Appraisers \$1.50 per day each.

Journal Entry. Order Approving Appraisement and for Bond.

Probate Court, Union County, Ohio.

February, 27th 1922.

Petition To Sell Real Estate

Ella L. Moody, Guardian of
Myrtle Moody, minor.
Plaintiff
v.

Her said Ward, et. al.

Defendants

Order for Bond

This day came the said Plaintiff and produced to the Court, the report of an appraisement herein made by P. L. Williams, C. L. Forman, and George S. Moody, in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said Ella L. Moody execute within five days, to the State of Ohio, a bond with sufficient qualified sureties, to be approved by the Court, in the sum of Five Hundred Dollars, and conditioned according to law, and this cause is continued.

W. H. Husted, Probate Judge.

Application To Sell Real Estate at Private Sale.

Probate Court, Union County, Ohio.

vs.

Petition To Sell Real Estate

Ella L. Moody, Guardian of
Myrtle Moody, minor.
Plaintiff
v.

Her said Ward, Def't.

Application

The said Plaintiff represents that it would be for the best interest of the said minor to sell the real estate described in the petition in this case at private sale, for the following reasons:

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Final Record, Union County Probate Court

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First that to sell at private sale will save the costs and expenses of a public sale.

Second. That said real estate can be sold for the value at private sale for the appraised value thereof. Third. That the appraised value is all that said premises are reasonably worth.

and she therefore asks for an order authorizing her to sell said real estate at private sale. Etta L. Moody-

Guardian of Myrtle Moody, a minor.

The State of Ohio, Union County ss.

Etta L. Moody, being duly sworn, says that the various matters set forth in the foregoing Application are true as she verily believes. Etta L. Moody, Guardian.

Sworn to before me, and signed in my presence, this 27-day of February, 1922. H. E. Kayay, Notary Public.

Affidavit of Disinterested Person.

The State of Ohio, Union County ss.

A. M. Cheney, W. P. Beigutler, and Charles E. Blain being duly sworn, says that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said Myrtle Moody minor, to sell said real estate at private sale than at public sale - as they verily believe.

A. M. Cheney, W. P. Beigutler, Chas. E. Blain.

Sworn to before me, and signed in my presence, this 27-day of February, 1922. W. H. Housed, Probate Judge.

Guardian's Bond.

Know all men by these Presents: That we, Etta L. Moody, Harry Whippo, and P. L. Williams, are bred and firmly bound unto the State of Ohio, in the sum of Five Hundred Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators, signed by us, and dated at Marysville, Ohio, this 27-day of February, A. D. 1922. The condition of the above obligation is such, that, whereas, the above bound, Etta L. Moody, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of Myrtle Moody, minor, and whereas, the said Etta L. Moody, as such, Guardian, has filed a petition in said Probate Court asking an order for the sale of certain real estate of said Ward, described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Two Hundred and Fifty Dollars. And, whereas, said Court, on the 27-day of February, 1922, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

Now, if the said Etta L. Moody, as Guardian aforesaid, shall faithfully discharge her duties as such Guardian

Final Record, Union County Probate Court

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and faithfully pay out and account for all moneys arising from the sale of said Real Estate, according to law, then this obligation to be void, otherwise to remain in full force.

Etta L. Moody, Harry Whippo, P. L. Williams,

executed in presence of L. C. Kagay, J. S. Kagay.

This bond approved in open court, this 27th day of February, 1922. W. H. Busted, Probate Judge.

Approving Bond, and Ordering Sale-

Probate Court, Union County, Ohio.

February 27th 1922.

Approving Bond and ordering sale.

Etta L. Moody, Guardian of Myrtle Moody, a minor. Plaintiff

v.

Her said Ward Defendant. Proceeding To Sell Real Estate.

This day this cause came on further to be heard, and it appearing to the Court that the said Etta L. Moody, Guardian of Myrtle Moody, minor, the plaintiff above named has given bond as here before ordered, in the sum of Five Hundred (\$500) Dollars, with Harry Whippo and P. L. Williams freeholders as sureties; it is ordered that said bond be and hereby is approved.

And it is made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said minor to sell the real estate described in the petition at private sale. It is therefore further ordered that said Etta L. Moody, as such Guardian, proceed according to law to sell at private sale, the real estate described in the petition, free of down for not less than two-thirds the appraised value of said real estate, on the following terms, to wit: Cash in hand on day of sale. And said petitioner is ordered, to make return to this Court immediately after such sale is made, and this cause is continued.

W. H. Busted, Probate Judge.

Order of Sale - Free of Down.

The State of Ohio, Union County.

Probate Court.

To Etta L. Moody, Guardian of Myrtle Moody, minor. Greeting:

In obedience to an order and decree of the Probate Court within and for said County, made this day in a certain cause wherein you as Guardian, an Plaintiff and Myrtle Moody et al. are Defendants, you are commanded to proceed, according to law to sell at private sale for not less than the appraised value thereof free of the down of Etta L. Moody widow of Chester A. Moody, deceased, the following described premises, to wit: Situate in the State of Ohio, County of DeWitt and Township of Washington, and bounded - and described as follows: Beginning at a hickory and two black oaks, corner to the original survey and corner to Survey No. 13471, made by Duncan M^cArthur; thence with a line of the same S. 72^o N. 88 poles to a stake and three chestnut oaks, and a quarter corner to said M^cArthur; thence N. 18^o W. 82 poles to a poplar

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Final Record, Union County Probate Court

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corner to W. Arthur: thence N. 12° E. 112 poles to a pine and
hickory on the top of ridge; thence S. 58° E. 16 poles to a stake
thence S. 63° E. 18 poles to a stake; thence S. 32° E. 54 poles
to a chestnut oak; thence S. 30° W. 39 poles to a stake; thence
S. 34° E. 28 poles to a stake; thence S. 26° E. 21 poles to the
beginning. Containing 70 acres, more or less.

Said sale to be private, and to be upon the following terms:
Cash in full in hand on day of sale. You will make
return of your proceedings to this Court forthwith upon
execution of this order. Witness my signature and the
seal of said Probate Court at Marysville, Ohio, this 27th day of
February, A. D. 1922. ~~W. H.~~ H. K. Busted, Probate Judge.

Return

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same
to be duly executed, as will fully appear by the proceedings
hereto attached. Dated the 28th day of February, 1922.

Etta L. Moody

Report of Sale:

In obedience to the within order, I sold said premises, on
the 28th day of February, 1922, to Edward Cunningham, for
the sum of Two Hundred and Fifty Dollars, said sum
being the appraised value of the same. Etta L. Moody,

Dated the 28th day of February, 1922.

The State of Ohio, Union County,

The above named Etta L. Moody being duly sworn, say
that the sale above reported has been made after
diligent endeavor, to obtain the best price for said pro-
perty, and that said sale is for the highest price she
could get for said property. Etta L. Moody.

Sworn to before me and signed in presence, this 28th
day of February, 1922. ~~W. H.~~ W. E. Kagay, Notary Public

Journal Entry: Probate Court, Union County, Ohio.

Etta L. Moody, Guardian
of Myrtle Moody, minor
vs. Plaintiff

February, 28th 1922.

Petition to Sell Real Estate.

Her said Ward, Defendants. Orders approving and Confirming Sale.
This day this cause coming on to be heard on the
report of Etta L. Moody, Edu. of Myrtle Moody, minor, of her
proceedings and sale under the former order of this Court;
and upon the motion of said petitioner to confirm the sale
made in obedience to said order; the Court having carefully
examined said report, and finding the proceedings of
said petitioner in all respects correct, and being satisfied
that said sale was fairly and legally made. It is
ordered that the same be and hereby is approved and
Confirmed. It is further ordered that said petitioner execute
a deed of all the right, title and interest of the

Final Record, Union County Probate Court

9762 said Wm. M. Moody, in said real estate, to the purchaser, Edward Cunningham, upon said purchase, paying the purchase money. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed \$-- within ten days. W. H. Busted, Probate Judge

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Lien
Feb. 16th 1922

In the matter of the Estate of William Clapham, Deceased.
Probate Court, Union County, Ohio.

In the matter of
the Estate of
William Clapham, Deceased.
7. the Judge of said Court.

No. 9780

Petition to Sell Personal Property.
Petition

The undersigned respectfully represents that he is the duly appointed and qualified Administrator of the estate of William Clapham, deceased, of said County; that the personal property of said estate has been duly appraised, and the Inventory and appraisement thereof filed in said Court. your petitioner makes application for authority to sell at private sale, as provided by law, and upon such terms as the Court may order, the following personal property of said estate, as described in said inventory and appraisement, to wit:

	No.	Description	Value
1	402	Broom Bandles, extra	16.08
2	12	Stable Broom Bandles	.60
3	81	Broom Bandles, seconds	1.62
4	103	Small Broom Bandles, various	2.00
5	28 lbs.	Broom Hair	2.24
6	112	Co. Co.	.50
7	10 lbs.	nails	.80
8	7 gr.	Broom locks.	3.50
9	3 lbs.	Trines in skin	1.50
10	4 lbs.	Heavy Trines	1.00
11	4	Pattan	.50
12	39 lbs.	Brimstone	1.56
13	4 lbs.	Broom Sables.	2.00
14	1 bale	assorted Broom corn	20.00
15	1 lot	Broom corn - mixed	3.00
16	2 sets	Broom machinery	15.00
17	1	Cylinder corn Scraper.	8.00
18	1	Black box	5.00
19	1	Gasoline engine	45.00
20	1	Dalman's Incubator	10.00
21	1	Ken Incubator	1.00
22	1	Simplicity Incubator	1.00
23	1	Mescon's Incubator	2.00
24	1 lot	Metal roofing	30.00

Said authority is asked for the following reasons: That said property can be sold for inside at the

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 Order
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appraised value, and for cash, which will save the
 expense, time, and chance if sold at public sale, and
 amount being small, will not justify a public sale.
 Milo L. Myers, administrator
 The State of Ohio, Union County, ss.
 Milo L. Myers, being duly sworn, says that the facts
 stated in the foregoing petition are true, as he truly believes
 Milo L. Myers.

known to before me, and signed in my presence, this 16-
 day of February, 1929. Mand. Myers, Notary Public State
 Journal Entry: Order for Private Sale,
 Probate Court, Union County, Ohio,
 February, 16-1929.

In the matter of
 The estate of
 William Clapham, Deceased.
 Petition to Sell Personal Property,
 Order of Sale etc.

This day this cause came on to be heard upon the petition
 herein filed and the testimony, and the Court being fully
 advised in the premises finds that the statements and
 allegations in said petition are true, and that the property
 therein described ought to be sold as prayed for, and the
 Court being satisfied upon good and sufficient proof
 that it will be to the advantage of said estate to sell
 said personal property at private sale; it is therefore
 ordered that Milo L. Myers, as administrator of said
 estate of the said William Clapham, deceased, proceed to
 sell said personal property at private sale, for not less than
 \$195.⁰⁰ the appraised value thereof. It is further ordered
 that said sale be made upon the following terms to-wit:
 Cash in hand at time of sale. It is further ordered
 that said Admr. make return of his proceedings herein,
 within 30 days from this date, and forthwith after such
 sale is made, and this cause is continued.

W. H. Husted, Probate Judge.

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 Order
 of
 Sale

Order of Sale, Personal Property,
 Probate Court, Union County, Ohio,
 No. 9750
 In the matter of
 The Estate of
 William Clapham, Deceased. Pet. to Sell Per. Property,
 To Milo L. Myers, admr. of the estate of William Clapham,
 deceased.

In obedience to an order and decree of the Probate Court
 within and for said County, made this day, in the matter
 of said William Clapham dec'd. you are hereby authorized
 and required to proceed according to law to sell at Private
 Sale, at not less than the appraised value thereof, the
 following goods and chattels, belonging to said estate to-wit:

1	402	Broom Bunches	extra	\$16.08
2	12	Stable Broom Bunches		.60
3	57	Broom Bunches.	seconds-	1.62

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4	103	Small Broom Bandles.	varnish	2.00
5	28 lbs.	Broom wire		2.24
6	112	leaps		.50
7	10 lbs.	nails		.80
8	7 gr.	Broom locks		3.50
9	3 lbs.	Iron in skein		1.00
10	4"	Heavy wires		1.00
11	4	Rattan		.50
12	34 lbs.	Brimstones		1.50
13	4 lbs.	Broom labels.		2.00
14	1 bale	assorted Broom corn		20.00
15	1 lot	Broom corn - mixed		5.00
16	2 sets	Broom machinery		15.00
17	1 set	Cylinder Corn scraper.		8.00
18	1	Block box.		5.00
19	1	Gasoline engine		40.00
20	1	DeLamar Incubator		10.00
21	1	Gen Incubator		1.00
22	1	Simplex Incubator		1.00
23	1	Wisconsin Incubator		2.00
24	1 lot	metal roofing		50.00

\$ 198.95

Said sale to be upon the following terms: Cash in hand at time of sale, you will return this order within one month from this date, and forthwith upon the execution of the same, together with your report thereon endorsed.

Witness my hand and the seal of said Court, this 16th day of February A. D. 1922. W. H. Keasted, Probate Judge.

Return

In the matter of
The Estate of
William Blapham, Deceased.

Probate Court, Union County, Ohio.
Petition To Sell Personal Property
Report of Sale.

The undersigned Milo L. Myers, Adm. of the estate of William Blapham, deceased, says that in obedience to the order of said Court hereto attached, he sold said personal property, commencing on the 17th day of February, A. D. 1922, and closing on the 25th day of February, A. D. 1922, for the sum of Two Hundred and two dollars, and ninety-three cents, said sum being more than the appraised value of the same. A detailed Bill of said sales is hereto attached; Dated this 28th day of February, 1922. Milo L. Myers, Administrator

Bill of Sales

		To whom sold	
1	402 Broom Bandles extra	J. Barniston	\$ 16.08
2	12 Stable Broom Bandles	"	.60
3	87 Broom Bandles	"	1.62
4	103 small broom handles	"	2.00
5	28 Broom wire	"	2.24

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6	112	cap
7	10 lbs.	m
8	7 gr.	B
9	3 lbs.	Im
10	4"	B
11	4"	B
12	34 lbs.	B
13	4 lbs.	B
14	1 bale	B
15	1 lot	B
16	2 sets	B
17	1	B
18	1	B
19	1	B
20	1	B
21	1	B
22	1	B
23	1	B
24	1	B

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2.00	6	112	caps.	.50	Wm J. Banister	.50
2.24	7	10lb.	nails	.80	" " "	.80
.50	8	7gr.	Broom Locks	3.50	" " "	3.50
.80	9	3lbs.	Tine in skin	1.50	" " "	1.50
3.50	10	4"	Heavy Tine	1.00	" " "	1.00
1.50	11	4"	Rattan	.50	" " "	.50
1.00	12	3qts	Brimstone	1.56	" " "	1.56
.50	13	4lbs	Broom Lables	2.00	" " "	2.00
1.56	14	1 bale	assorted Broom Co.	20.00	" " "	20.00
2.00	15	1lot	Broom Corn-mixed	5.00	" " "	5.00
20.00	16	2 3/4	Broom machinery	15.00	" " "	15.00
5.00	17	1	Cylinder Corn Separator	8.00	" " "	8.00
15.00	18	1	Black Box	5.00	" " "	5.00
8.00	19	1	Gasoline Engine	45.00	Wm L. Kandel	45.00
5.00	20	1	Delaware Incubator	10.00	Ed. Adams	10.00
40.00	21	1	Kerr Incubator	1.00	James Alexander	1.00
10.00	22	1	Simplidy Incubator	1.50	Fulton Sawyer	1.50
1.00	23	1	Wisconsin Incubator	2.00	Barnie Bair	2.00
1.00	24	1	Lot Metal Roofing	50.00	The Edwards Mfg. Co.	56.93
2.00						
50.00						

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The State of Ohio, Union County, ss.
 Milo L. Myers, Admin. of the estate of William Clapham, deceased, being duly sworn, says that the foregoing Report is in all respects true and correct, that such sale has been made after diligent endeavor, to obtain the best price for the property, and that the sale reported is for the highest price he could get for the property.
 Milo L. Myers, Admin.
 Sworn to before me and signed in my presence, this 28 day of February, 1927.
 Maud Myers, Notary Public

9750

Journal Entry:
 Probate Court, Union County, Ohio.
 March 8th 1927.
 In the matter of
 The Estate of
 William Clapham, Deceased Order Approving and Confirming sale
 This day this cause coming on to be heard on the report of Milo L. Myers, Admin. of the estate of William Clapham, deceased, of his proceedings under the former order of this Court, the Court having carefully examined said report, and being satisfied that said sales have in all respects been regular and legal. It is ordered that the same be and hereby is approved and confirmed.
 It is further ordered that this proceeding be recorded, and that said Administrator pay the costs herein taxed at --- within ten days.
 W. H. Husted
 Probate Judge

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Filed March
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In the matter of the Estate of Randolph F. Burris Deceased.
Probate Court, Union County, Ohio.

In the matter of
The Estate of
Randolph F. Burris, Deceased.

vs 9811
Petition to Sell Personal Property.
Petition

To the Judge of said Court:

The undersigned respectfully represents that he is the duly appointed and qualified Administrator of the estate of Randolph F. Burris, of said County; that the personal property of said estate has been duly appraised, and the inventory and appraisement thereof filed in said Court. Your petitioner makes application for authority to sell at Private sale, as provided by law, and upon such terms as the Court may order, the following personal property of said estate, as described in said Inventory and appraisement, to wit:
23 Chickens. \$ 37.40

Said authority is asked for the following reasons:

That the said chickens will sell to a better advantage at private sale than at Public sale, and that there is danger of their being stolen if kept for the public sale.
G. H. Staley.

The State of Ohio, Union County, ss.

George Staley, being duly sworn, says that the facts stated in the foregoing petition are true, as he truly believes.
G. H. Staley.

Sworn to before me and signed in my presence, this 29-day of March, 1922.
W. H. Husted, Probate Judge.

Journal Entry: Order for Private Sale -
Probate Court, Union County, Ohio,
March, 29th 1922.
Petition to Sell Personal Property.
Orders of Sale.

In the matter of
The Estate of
Randolph F. Burris, Deceased.

This day this cause came on to be heard upon the petition herein filed and the Court being fully advised in the premises, finds that the statements and allegations in said petition are true, and that the property therein described ought to be sold as prayed for. And the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at private sale; it is therefore ordered that G. H. Staley as Adm. of said estate proceed to sell said personal property at private sale, for not less than the appraised value thereof. It is further ordered that said sale be made upon the following terms, to wit: Cash in hand at time of sale. It is further ordered that said Adm. make return of his proceedings herein, within 60 days from this date, and forthwith

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Final Record, Union County Probate Court

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after such sale is made, and this cause is continued,

W. H. Husted, Probate Judge.

Order of Sale. Personal Property, Private Sale.

Probate Court, Union County, Ohio.
No.

In the matter of
The Estate of
Randolph F. Burris, Deceased.

Petition to Sell Personal Property.
Order of Sale.

To George Staley, Admin.

In obedience to an order and

decree of the Probate Court within and for said County,
made this day, in the matter of said Estate you are
hereby authorized and required to proceed according to
law to sell at Private Sale, at not less than the ap-
praised value thereof, the following goods and chattels
belonging to said Randolph F. Burris, to-wit:

33 Chickens \$ 37.40.

Said sale to be upon the following terms: Cash in hand
at time of sale. You will return this order within one
month from this date, and forthwith upon the execution
of the same, together with your report thereon endorsed.

Witness my hand and the seal of said Court, this
29. day of March, 1922. W. H. Husted, Probate Judge.

Return

Probate Court, Union County, Ohio.

In the matter of
The Estate of

Petition to Sell Personal Property.
Report of Sale.

Randolph F. Burris, Deceased.

The undersigned George Staley, Admin. of the estate of
Randolph F. Burris, deceased, says, that in obedience
to the order of said Court hereto attached, he sold said
personal property, on the 30. day of March, 1922, for the
sum of thirty seven and 4/100 Dollars, said sum being
the appraised value of the same. Dated this 30. day of
March, 1922. G. Staley, Admin.

9811

Bill of Sales-

33 Chickens 37.40

The State of Ohio, Union County, ss.

George Staley, Administrator of the estate of Randolph F.
Burris, deceased, being duly sworn, says that the for-
going report is in all respects true and correct, that such
sale has been made after diligent endeavor to obtain
the best price for the property, and that the sale
reported is for the highest price he could get for the
property. G. Staley, Admin.

Subscribed to before me, and signed in my presence, this
30. day of March, 1922. W. H. Husted, Probate Judge

9811

Journal Entry:
In the matter of
The estate of
Randolph F. Burris, Deceased.

Probate Court, Union County, Ohio,
March 30, 1922.

Petition to Sell Personal Property
Orders approving and confirming sales.

This day this cause came on to be heard on the report of
Henry Staley, Admin. of the estate of Randolph F. Burris, of his
proceedings under the former order of this Court; the Court
having carefully examined said report, and being satis-
fied that said admin. pay the costs herein taxed at \$3.00

W. H. Husted, Probate Judge.

9829.

Filed
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Final Record, Union County Probate Court

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Guardian's Petition to Sell Real Estate
Probate Court, Union County, Ohio.
Henry Strunkenburg, Guardian of
Lillian Strunkenburg, Minor.
Plaintiff.

No. 9829.
Petition to Sell
Real Estate.

Lillian Strunkenburg; Henry Strunkenburg;
Charles Borger; Herman Borger;
and Leo Borger. Defendants.

Petition

The Plaintiff represents that he is the duly appointed and qualified Guardian of Lillian Strunkenburg of the age of 12 years, on the 23-day of March, 1922, and residing with Henry Strunkenburg at his home in Darby Township, Union County, Ohio.

Plaintiff further says that no personal estate of any kind belonging to said Ward ever came to the knowledge or possession of plaintiff, except \$800 in Liberty Bonds.

That there is no personal estate of said Ward dependent upon the settlement of any decedent's estate or the execution of any trust or in expectancy.

That said Ward is the owner in fee simple of the undivided one fourth the following described real estate situated in the County of Union State of Ohio, and in the Township of Milenk, town: Being part of Survey No. 3349. Beginning at a stone southwest corner of land conveyed by John L. Borger to Louis C. Bourd, and in the center of the Marysville and California Grand Road; thence with the center of said grand road S. 50° E. 76.48 poles to a stone; thence N. 84 1/4° E. 14.48 poles to a stone in the East line of said Survey and in the center of a road; thence with said Survey line and the center of said road N. 73 1/4° W. 78 poles to a stone (Witness a stone S. 74° W. 11 1/2 feet); thence S. 84 1/4° W. 335.48 poles to a stone; thence S. 40 3/4° W. 35 poles to the place of beginning, containing 162 acres and 114 poles, more or less.

Said real estate is worth annually Two Hundred and Fifty Dollars. That said Plaintiff has received no rents from the real estate of his Ward Plaintiff further says that said minor Ward is the only child and sole heir at law of Emma Strunkenburg, deceased, formerly Emma Borger, her mother, from whom she derives title to her interest in said lands, by descent; that the defendants Charles Borger, Herman Borger, and Leo Borger, are tenants in common with said minor Ward of said land and have the next estate of inheritance therein apparently from the said minor.

That John Michael Borger died testate in said County January 10 1907 devising said real estate to his wife Amelia Borger for and during the term

of her natural life, and at her death to be equally divided among his four children, Charles Emma, Herman and Leo Borger, share and share alike. That said Amelia Borger died January 13- 1921. That said Emma Borger Strunkenburg, the wife of Henry Strunkenburg died intestate in said County March 13- 1912, leaving surviving her Henry Strunkenburg, her husband, ^{and} Lillian Strunkenburg her daughter, as her sole heir at law.

That the sale of said real estate is necessary for the following reasons: 1st Said lands being undivided, plaintiff cannot manage the same conveniently or profitably for said Ward. 2nd That the proceeds of said sale could be invested to better advantage and yield a larger income for the support and education of said Ward. 3rd That said land is an expense by reason of taxes, insurances, repairs, etc.

There is no indebtedness of said Ward and there are no liens upon said lands, except current taxes and assessments, to the knowledge of this plaintiff.

The Plaintiff therefore prays that said Henry Strunkenburg, Charles Borger, Herman Borger, and Leo Borger, and this said Ward, Lillian Strunkenburg, may be made Defendants to this petition, and notified of the pendency hereof according to law, and that Plaintiff may be ordered to sell said real estate as to the interest of this said Ward therein for the reasons and purposes hereinafter proposed, and for other proper relief.

Henry Strunkenburg, Guardian.

The State of Ohio, Union County, ss.

Henry Strunkenburg being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes.

Henry Strunkenburg, Guardian.

Sworn to before me and signed in my presence, this 30th day of March, 1922.

W. H. Cousted, Probate Judge

Journal Entry:
Henry Strunkenburg, Guardian of
Lillian Strunkenburg, minor,
Plaintiff

In the Probate Court of Union County, Ohio,
March 30th 1922,
Case No. _____
Journal Entry.

His said Ward, ^{and}
Henry Strunkenburg, Charles Borger,
Herman Borger ^{and} Leo Borger,
Defendants.

Filing Petition To
Sell Real Estate.

This day came the Plaintiff Henry Strunkenburg, Guardian of Lillian Strunkenburg, a minor, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Lillian Strunkenburg, minor. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing,

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pendency and prayer, of the said petition, and of the lines in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. H. Heusted, Probate Judge.

Warrant

In the Probate Court of Union Co., Ohio,

Henry Strunkenburg Guardian of Lillian Strunkenburg a minor.

No

Petition to Sell Real Estate.

Plaintiff.

v

Lillian Strunkenburg, his said Ward; Henry Strunkenburg; Charles Borger; Herman Borger, Consent to Sell. Mrs. Les Borger. Defendants.

Warrant of Process

W. the undersigned, parties, defendant in the above entitled cause for the sale of Real Estate of the estate of said Ward hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Henry Strunkenburg; Charles Borger; Herman Borger Les Borger.

Order for Notice

Probate Court, Union County, Ohio,

Henry Strunkenburg, Guardian of Lillian Strunkenburg, et al.

No. Proceeding to Sell Real Estate

v. Pltff.

Order for Notice.

his said Ward et al. Defs.

To Henry Strunkenburg, Esq.: You are hereby ordered to give notice to Lillian Strunkenburg, your ward, one of the Defendants to your petition, this day filed in said Probate Court for assignment of dower and sale of the following described real estate of said Ward, of the filing of said petition and the time when the same will be heard; such notice to be given at least five days before the time hereinafter named for said hearing:

The real estate so asked to be sold is described as follows, to wit: The undersigned own fourth interest in the following premises, situate in the State of Ohio, County of Union, and Township of Willcutt, being part of Survey No. 3347, and bounded and described as follows: Beginning at a stone, southeast corner of land conveyed by John P. Borger, to Louis C. Conrad, and in the center of the Marysville and California branch Road; thence with the center of said branch Road S. 50° E. 76.48 poles to a stone; thence N. 48 1/4° E. 314.48 poles to a stone in the East line of said Survey and in the center of a road; thence with said Survey line and the center of said road N 7 3/4° W. 78 poles to a stone (witness a stone S. 74° W. 1 1/2 feet); thence S. 84 1/4° W. 335.48 poles to a stone;

thence S. 40 3/4° N. 35 poles to the place of beginning, containing 162 acres and 114 poles. more or less. Said petition will be for hearing before said Probate Court at the office of the Judge of said Court, in Marysville, Ohio, on the 6. day of May A. D. 1922. at 10 o'clock A. M.

Said Guardian will make due return showing how he served this order. Witness my hand and the seal of said Court, at Marysville, Ohio, this 30 day of March, 1922. W. H. Husted, Probate Judge

Return.

The State of Ohio Union County.

T. Henry Strunkenburg being duly sworn, says that on the 31 day of March, 1922. I served this writ by delivering a true copy thereof personally to the within named Lillian Strunkenburg, minor, this affiant being the plaintiff in the within mentioned cause. The legal title of said minor, her father, with whom she resides and in whose custody she is.

Henry Strunkenburg, Esq.

Done to before me and signed in my presence, this 31 day of March, 1922. W. H. Husted, Probate Judge

Answer of Widower.

In the Probate Court of Union County, Ohio.

Henry Strunkenburg, Guardian of Lillian Strunkenburg, minor.

vs.

Answer of Widower.

Plaintiff.

Proceedings to Sell Real Estate.

his said Ward, et. al.

Defendants.

and now comes Henry Strunkenburg, one of the defendants in the above entitled cause and voluntarily enters his appearance, herein, and for his answer to the petition in this case filed, says: that he is the widower of said Emma Bourger Strunkenburg, dec. and, and as such is entitled to dower in the premises, described in said petition; that his age is thirty-six (36) years; that he consents to the sale of the real estate of said decedent as prayed for, and that he waives the assignment of his dower in said premises by mites and bounds, or in rents and profits; and asks the Court that said premises may be sold free from his dower estate estate therein and that the value of such dower estate may be assessed and paid him in money out of the proceeds of such sale, as the Court may deem reasonable.

Henry Strunkenburg

The State of Ohio, Union County, ss.

Henry Strunkenburg being duly sworn, makes oath that the facts stated in the foregoing answer are as he believes true.

Henry Strunkenburg

Done to by said Henry Strunkenburg before me, and signed by him in my presence, this 30 day of March, A. D. 1922.

W. H. Husted

Probate Judge

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Application for Appointment of Guardian Ad Litem,
 Probate Court, Union County, Ohio
 Henry Strunkenburg, Guardian of
 Lillian Strunkenburg, minor,
 Plaintiff,
 vs.
 This said Ward, et al.
 Defendants,
 April 1 - A. D. 1922.
 Application for
 Appointment of Guardian Ad Litem.

To the Hon. W. H. Busted Judge of said Court:
 The undersigned Henry Strunkenburg makes application
 for the appointment of a Guardian Ad Litem for the minor
 defendants in the above entitled case.
 The defendant Lillian Strunkenburg is under the age of
 fourteen years, and has been duly served with
 summons herein. The undersigned suggests
 that W. H. Reams, who is a suitable person be appointed
 as such Guardian Ad Litem. Respy. Henry Strunkenburg,
 Journal Entry on Appointment of Guardian Ad Litem,
 Probate Court, Union County, O., April 1 - 1922.

Henry Strunkenburg, Guardian
 Lillian Strunkenburg, a minor, Plaintiff,
 vs.
 This said Ward et al.
 Defendants,
 Appointment of
 Guardian Ad Litem.

This day Henry Strunkenburg appeared in open Court, and
 made application for the appointment of a Guardian ad
 litem for the minor defendants in this case.
 And it appearing to the Court that the defendant,
 Lillian Strunkenburg is under the age of fourteen years,
 and has been duly and legally served with summons
 herein, it is ordered that W. H. Reams be and she
 hereby is appointed Guardian for the suit, for said
 minor defendants, and now comes the said W. H.
 Reams and in open Court accepts said appointment.
 W. H. Busted, Probate Judge.

Answer of Guardian Ad Litem,
 Probate Court, Union County, Ohio.
 Henry Strunkenburg, Guardian
 of Lillian Strunkenburg, minor,
 Plaintiff,
 vs.
 This said Ward et al.
 Defendants,
 Petition to Sell Real Estate
 Answer of minor Defendants.

And now comes the said Lillian Strunkenburg the minor
 defendant, to the petition in said cause by W. H. Reams,
 her Guardian ad litem, heretofore appointed in said cause
 by said Court, and for answer to said petition denies
 all the material allegations therein contained, prejudicial
 to said minor defendant; and further says that she
 is of tender years and not acquainted with the law

in such cases. She prays the Court to protect her rights in this cause and for such relief as may be just

Lillian Strunkenburg, By M. H. Beams
Adm. ad. litem.

Journal Entry: Order on Hearing of appraisement, etc.
Probate Court, Union County, Ohio
May 6th 1922.
Henry Strunkenburg, Guardian of Lillian Strunkenburg, Plaintiff.
Lillian Strunkenburg, his said Ward, Defendant.
Order of appraisement.

This day this cause came on to be heard upon the petition, evidence and testimony and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court, and that the statements and allegations in said petition are true. That said Henry Strunkenburg, widower, of said Emma Berger Strunkenburg, is entitled to -- down in said real estate:

That said widow by his answer herein waives the assignment of down in said premises, by metes and bounds, or in rents and profits, and consents to the sale of said premises from his down estate therein, and the Court being satisfied that it is necessary to sell the real estate of said minor, described in the petition, as prayed for, doth the undivided one-fourth thereof.

It is ordered that George Emmert, Lawson D. Harvey, and Charles E. Blain, three suitable and judicious disinterested men of the vicinity of said real estate who are freeholders, be and they hereby are appointed to appraise said lands as a whole, at their true value in money free from the down estate of said Henry Strunkenburg, therein.

It is further ordered that said appraisers be sworn as required by law, and afterward upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 6th day of May, 1922, and this cause is continued.

Order of Appraisement.

The State of Ohio, Union County, ss. Probate Court.
To Henry Strunkenburg, Guardian of Lillian Strunkenburg, Adm.
of Lillian Strunkenburg, a minor. Meeting:

In obedience to an order, and terms of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Guardian of Lillian Strunkenburg minor, are Plaintiff and Lillian Strunkenburg et al are Defendants, you are commanded by the Oaths of George

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Emmet. Lanson B. Berry and Charles E. Blain, judicious disinterested men of the vicinity, not of kin to the petitioner who are freeholders of the county, in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free from the dower estate of Henry Strunkburg, therein, to wit:

The undivided one fourth interest in the following premises, situate in the State of Ohio, County of Union and Township of Milburn, being part of Survey, No. 3349, and bounded and described as follows: Beginning at a stone, southeast corner of land conveyed by John L. Durrger to Louis C. Courad, and in the center of the Marysville and California Grant Road; thence with the center of said grant road S. 50° E. 76.48 poles to a stone; thence N. 84 1/4° E. 314.48 poles to a stone in the East line of said Survey and in the center of a road; thence with said Survey line and the center of said road N. 7 3/4° W. 78 poles to a stone (witness a stone S. 74° W. 1 1/2 feet); thence S. 84 1/4° W. 335.48 poles to a stone; thence S. 40 3/4° W. 35 poles to the place of beginning, containing 16 1/2 acres and 114 poles, more or less.

You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville Ohio, this 6th day of May, A.D. 1922. W. H. Husted, Probate Judge

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 6th day of May, 1922. Henry Strunkburg.

Oath of appraisement. The State of Ohio, Union County. We, the undersigned Appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us in pursuance of the foregoing order.

John Emmert, Lanson B. Berry, Charles E. Blain, Appraisers, sworn to before me and signed in my presence, this 6th day of May, 1922. Adele M. Cheney, Notary Public, in and for Union County, Ohio

Appraisers Return In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we the undersigned appraisers, estimate the value of said real estate at forty-four hundred Dollars, free of dower. Given under our hands, this 6th day of May, 1922.

J. Geo. Emmert, Lanson B. Barry, Chas. E. Blain, { Appraisers.

Journal Entry: Order approving appraisement ^{was for Bond.} Probate Court, Union County, Ohio.

Henry Strunkenburg, Guardian, of Lillian Strunkenburg, minor. Plaintiff. Petition to Sell Real Estate, May 6th 1922.

This said Ward et al. Defendants. Order for Bond - etc. This day came the said Plaintiff and produced to the Court the report of an appraisement herein made by George Emmert, Lanson B. Barry, and Charles E. Blain in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. And it further appearing to the Court that an additional bond should be given by said Guardian to secure the further assets arising from the sale of said real estate. It is further ordered that said Henry Strunkenburg execute within 5 days, to the State of Ohio, a bond with sufficient freehold sureties, to be approved by the Court, in the sum of Five Thousand Dollars, conditioned according to law, and this cause is continued.

H. K. Busted, Probate Judge. Application to Sell Real Estate at Private Sale. Probate Court, Union County, Ohio.

Henry Strunkenburg Gdn. of Lillian Strunkenburg, minor. Plaintiff. Petition to Sell Real Estate.

This said Ward et al. Defendants. Application. The said Plaintiff represents that it would be for the best interest of the said minor to sell the real estate described in the petition in this case at private sale, for the following reasons: First, that to sell at private sale will save the costs and expenses of a public sale. Second: That said real estate can be sold forthwith at private sale for the appraised value thereof. Third: That the appraised value is all that said premises are reasonably worth. And he therefor asks for an order authorizing him to sell said real estate at private sale. Henry Strunkenburg, Gdn. of Lillian Strunkenburg, minor.

The State of Ohio, Union County, ss. Henry Strunkenburg, being duly sworn, says that the various matters set forth in the foregoing Application are true as he verily believes. Henry Strunkenburg, Guardian.

Sworn of May The Sta M duly the ap have to, an said at per day of Ken Charles and vine hereby and Marys The where to for of Un minor as a Court of sa proce at the said requir The a No shall and arising then d forer, sera Ad the

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Sworn to before me and signed in my presence, this 6-day of May, 1922. *Wm. H. Husted, Probate Judge.*

Affidavit of Disinterested Persons.

The State of Ohio, Union County, ss.

Wm. J. Courad, C. L. Korrner, and J. W. Baughman, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said Lillian Strunkenburg, minor, to sell said real estate at private sale than at public sale, as they verily believe.

Wm. J. Courad, C. L. Korrner, J. W. Baughman.

Sworn to before me and signed in my presence, this 6-day of May, 1922. *Wm. H. Husted, Probate Judge*

Guardian's Bond.

Know all men by these Presents: That Mr. Henry Strunkenburg, Charles Bourger, Chas. Strunkenburg, Lena Strunkenburg, are bound and firmly bound unto the State of Ohio, in the sum of nine thousand Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators. Signed by us, and dated at Mansville, Ohio, this 6th day of May, A.D. 1922.

The condition of the above obligation is such, that whereas, the above bound Henry Strunkenburg was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of Lillian Strunkenburg, a minor.

And, whereas, the said Henry Strunkenburg as such Guardian, has filed a petition in said Probate Court asking an order for the sale of certain real estate of said Ward, described in said petition, which under proceedings in said Court, duly had, has been appraised at the sum of Forty-five Hundred Dollars. And whereas, said Court, on the 6th day of May, 1922, made an order requiring said Guardian to execute a bond according to the statute, in such cases made and provided.

Now, if the said Henry Strunkenburg as Guardian aforesaid shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for all moneys arising from the sale of said Real Estate according to law then this obligation to be void, otherwise to remain in full force, Henry Strunkenburg, Charles Bourger, Chas. Strunkenburg, Lena Strunkenburg, Executed in presence of

Adelle M. Cheney, Robert Rothman.

This bond approved in open Court, this 6th day of May, 1922. *Wm. H. Husted, Probate Judge.*

Continued to Page 327.

9579
Filed

Petition for Sale of Real Estate To Pay Debts,
Probate Court, Union County, Ohio.

Mar. 14. 1921
Edmund W. Polie
attorney.

Edna B. Violet, Administratrix
of the Estate of
Mary Fenner, deceased.
Plaintiff

no.
Civil Action.

vs.
Ella A. Dix, sup.
Edna B. Violet.

Petition To Sell Real Estate
Petition

Defendants

The Plaintiff represents that she is the duly appointed and qualified Administratrix of the Estate of Mary Fenner late of Union County, Ohio, deceased; that the amount of debts due from the deceased is Five Hundred (\$500.00) Dollars, as near as can be ascertained, that the charges of administration of said estate will amount to about Two Hundred (\$200-) Dollars; and that the total value of the personal estate and effects of said deceased is nothing, being wholly insufficient to pay the debts and costs aforesaid. The Plaintiff further represents that said Mary Fenner died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to-wit: Township of Union, in Survey No. 4735; and in the Village of Irwin, and bounded and described as follows: Beginning at the north-west corner of Ransom Tarpening's Lot; thence with his line S. 68° E. 96.08/100 poles to a stone; thence N. 32° E. 10 68/100 poles to the place of beginning, containing 100 poles or there more or less. Also the undivided 1/2 of the following described property situate in the Village of Irwin, County of Union and State of Ohio, and bounded and described as follows: Beginning at a stone, which is N. 58° W. 2 poles from Tarpening's S.W. Corner, across the alley; thence N. 58° W. 9 3/4 poles to a stone; thence N. 32° E. 16 1/2 poles to a stone; thence S. 58° E. 9 3/4 poles to a stone; thence S. 58° E. 9 3/4 poles to a stone, thence S. 32° W. 16 1/2 poles to the place of beginning, containing one (1) acre, and being part of Survey No. 4735 original proprietors Stanton and Bailey. Excepting from the above the following described real estate in said Village of Irwin, and being the west one-half of the following land to-wit: Beginning at the north-west corner of a lot formerly owned by Tarpening, thence with the line of said lot South 68° E. 9 68/100 poles to a stone; thence N. 32° E. 10 68/100 poles to a stone in the center of the State Road; thence with the said road N. 58° W. 10 poles and 2 inches to a stone; thence S. 32° W. 10 68/100 poles to the place of beginning containing 100 poles more or less. Also;

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excepting one other tract of land, situated in the same
Village and Survey, and, Beginning at a stone at the
north east corner of a one acre tract conveyed by Adam
Hill and wife to Mary W. Tuppering by deed dated
January 21- 1860, and recorded in vol. 23, page 94,
of the Record of Deeds of Union County, Ohio. Thence
N. 5-8° West 9 3/4 poles to a stone; thence south 32°
W. 5-1/2 poles to a stake; thence S. 5-8° East 9 3/4 poles
to a stake; thence 32° E. 5-1/2 poles to the Beginning,
containing one-third of an acre, more or less.

It is hereby understood and agreed between
the parties hereto, that the amount of land conveyed
herin is 28/100 of an acre.

The said decedent died leaving no widow; that
the defendants Ella A. Dix and Edna C. Violet are the
only heirs at law, and next of kin of said decedent,
having the next estate of inheritance from said Mary
Fenner, deceased, in said premises; The Plaintiff there-
fore prays that your petitioner may be authorized and
ordered to sell said real estate free of debt, according
to the statute in such cases made and provided,
and for all other proper orders and relief in the
premises.

The State of Ohio, Union County, ss.

Edna C. Violet the within named Plaintiff being
duly sworn, says that the various matters and things
set forth in said petition are true, to the best of his
knowledge and belief.
Edna C. Violet

Sworn to before me and signed in my presence, this
14th day of March, 1921. Edward W. Porter, Notary Public

9579

Journal Entry:
In the Probate Court, of Union County, Ohio,
March, 14- 1921
Edna C. Violet, Adm'r.
of Estate of Mary Fenner, Deceased.
Plaintiff
vs.
Ella A. Dix, and
Edna C. Violet,
Defendants
Case No. 9579.
Journal Entry,
Filing Petition To
Sell Real Estate.

This day came the Plaintiff Edna C. Violet, Adm'r. of the
estate of Mary Fenner, deceased, and presented to this
Court her petition, duly verified, praying an order for
the sale of real estate of the said Mary Fenner, deceased,
to pay the debts, and the costs of administering the
estate, of the said decedent. Whereupon, it is
considered and ordered by this Court that the said
petition be filed, and that due and legal notice of
the filing, pendency and prayer, of the said petition, and

9579

the time in which they are required by law to answer the same. be given to each of the said defendants; and this cause is continued.

W. B. Busted, Probate Judge

Wainor

Edna C. Violet, Admox. of the Estate of Mary Fenner, Deceased. Plaintiff

In the Probate Court of Union County, Ohio, no. 9579. Petition to Sell Real Estate.

Ella A. Dix and Edna C. Violet, Wainors of Process, and Deceased. Consent to Sell.

We, the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby wainor service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Edna C. Violet

Ella A. Dix

Order for Appraisement.

9579

Edna C. Violet, admox. of the Estate of Mary Fenner, Deceased. Plaintiff

Probate Court, Union County, Ohio, March 21 - 1921 Journal Entry, no. 9579

Ella A. Dix et al. Defendants

Order for Appraisement.

This day this cause came on to be heard upon the petition, proofs, and exhibits, the Court find that all the defendants have been duly served with process, or have voluntarily entered their appearance, in the case; and that as set forth in the petition, it is necessary to sell the real estate therein described, to pay the debts of the said Mary Fenner, deceased. And, there being no wisdom of the said Mary Fenner, Deceased, it is therefore ordered and adjudged by the Court that the said premises be appraised free of claim, by the oaths of E. M. Mc Cullough, G. C. Miller Sr. and G. G. Mc Elroy judicious and disinterested freeholders of the vicinity whom the Court hereby appoint for that purpose and that they return their proceedings to this Court for confirmation.

W. B. Busted Probate Judge

Order of appraisement.

9579

The State of Ohio, Union County, ss. Probate Court, To Edna C. Violet, Admox. of the estate of Mary Fenner, Deceased. Meeting.

In obedience to law order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Admox. of the Estate of Mary Fenner, deceased, are Plaintiff and Ella A. Dix et al. are Defendants, you are commanded

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that to Mr. Busted to the said cause according to limit and therein at the his line poles same follows County descri W. 2 N. 58. Stone; 16's p and Stand No said order. W. our s Mary

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Final Record, Union County Probate Court

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That by the oaths of E. M. McCullough, G. C. Miller Sr. and G. C. McElroy judicious disinterested men of the vicinity, not of kin to the petitioners, who are freeholders, of the County, in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described fee of four, Tract: Situate in the County of Union, Township of Union, and State of Ohio in Survey No. 4735, in the Village of Irwin, and bounded and described as follows: Beginning at the north-west corner of Rawson Farpencing's Lot; thence with his line S. 68 E. 96 ⁵⁸/₁₀₀ poles to a stone; thence N. 32. E. 10 ⁶⁸/₁₀₀ poles to the place of beginning, containing 100 poles, or the same more or less.

Also the undivided ⁵/₆ of the following described property, situate in said Village of Irwin, County of Union, and State of Ohio, and bounded and described as follows: Beginning at a stone, which is N. 58 W. 1 pole from Farpencing's S. W. Corner across the alley; thence N. 5-8, W. 9 ³/₄ poles to stone; thence N. 32. E. 16 ¹/₂ poles to a stone; thence S. 5-8 E. 9 ³/₄ poles to a stone; thence S. 32 W. 16 ¹/₂ poles to the place of beginning, containing one (1) acre and being part of Survey No. 4736, original proprietors Stanton and Bailey.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and have you then and there this writ.

Witness my signature as Judge and Ex-officio Clerk of our said Probate Court and the seal of said Court, at Marysville, Ohio, this 21st day of March, 1921.

W. H. Husted, Probate Judge.

Return.

9579

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 5th day of April, 1921. Elva C. Violet, Adm^r. of said Estate.

Oath of appraisers.

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The State of Ohio, Union County ss.
We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

E. M. McCullough, G. C. Miller Sr. & G. C. McElroy appraisers.

Brought to before me, and signed in my presence, this 5th day of April, 1921.

Victor Peters
Notary Public

95-79

Appraiser's Return.

In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at \$1200.00 free of down.

Given under our hands, this 5th day of April, 1921.

E. M. McCallough, J. C. Miller Sr., M. G. McElroy, appraisers.

Fees of Appraisers \$2.50 per day each.

95-79

Journal Entry: In the Probate Court of Union County, Ohio.

Edna C. Violet, Adm^r.

of the estate of
Mary Fenner, Deceased.

Plaintiff.

Edna A. Dix and Edna C. Violet,
Defendants.

Wednesday, April 20th 1921.

No. 95-79

Journal Entry.

Decree Confirming Appraisement and
Ordering Sale.

This day this cause came on further to be heard on the return of the plaintiff, of the appraisement herein, and it appearing to the Court that said appraisement heretofore ordered has been made and reported to this Court; and the Court having carefully examined the same, finds that said appraisement has been made in all respects in conformity to law and the former order of this Court. The same is now here, by the Court, approved and confirmed. The Court further find that the said plaintiff as such adm^r, has given bond in sufficient amount with approved sureties, conditioned according to law. And this cause coming on further to be heard on the application of the plaintiff for an order to sell said real estate at private sale, and the same being submitted to the Court on the said application and the evidence adduced in support thereof; on consideration whereof the Court finds that it would be for the best interest of said estate and all parties interested therein that said real estate be sold at private sale. It is thereupon by the Court ordered that said Edna C. Violet, administratrix as aforesaid, proceed to advertise and sell the real estate aforesaid, free of down, at private sale, at not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale. And further it is by the Court ordered that said plaintiff make due return of his proceedings herein forthwith upon compliance with the terms thereof.

H. B. Husted, Probate Judge.

95-79

Application To Sell at Private Sale, Real Estate.

Edna C. Violet, Adm^r of
the Est of Mary Fenner, Deid.
Plt.

Edna C. Violet and Edna A. Dix et al. Defs.

Probate Court, Union County, Ohio,
No. 95-79

Petition To Sell Real Estate.

Application.

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Final Record, Union County Probate Court

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The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons:

- 1. It will save the expense of advertising
- 2. It will sell at the appraisement, or more, whereas if sold at public sale, it might be sold for two thirds of the appraisement only.
- 3. It will save time.

And she therefore asks for an order authorizing her to sell said real estate at private sale. Edna C. Violet.

Admin. of the estate of Mary Ferrer, Deceased.

The State of Ohio, Union County, ss.

Edna C. Violet, being duly sworn, says that the various matters set forth in the foregoing Application are true as she verily believes. Edna C. Violet.

Sworn to before me, and signed in my presence, this 20 day of April, 1921. Edward H. Porter Notary Public, Union Co. Ohio.

Affidavit of Disinterested Persons.

9579

The State of Ohio, Union County, ss.

H. L. Agner, Fred Herr, and D. M. Gardner, being duly sworn say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale, and for the reasons herein stated, as they verily believe.

H. L. Agner, Fred Herr, D. M. Gardner.

Sworn to before me and signed in my presence, this 20 day of April, 1921. John A. Herrington Notary Public

Order of Sale - Free of Debt.

The State of Ohio, Union County, ss.

Probate Court.

To Edna C. Violet, Admin. of the estate of Mary Ferrer, deceased, Greeting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Administratrix and Plaintiff and Ella A. Dix et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free of debt, the following described premises, to wit: Situate in the Township of Union County, of Union, Village of Ironia, and State of Ohio, in Survey No. 473; and bounded and described as follows:

Beginning at the north-west corner of Rawson Township; Lot: thence with his line S. 68 E. 96 1/2 poles to a stone; thence N. 32 E. 10 1/2 poles to the place of beginning, containing 100 poles by the same more or less.

9579

also the undivided 5/6 of the following described property situate in the village of Innis, County of Union, and State of Ohio, and bounded and described as follows.

Beginning at a stone, which is N. 58. W. 2 poles from Larping's S. W. Corner, across the alley; thence N. 58 W. 9 3/4 poles to a stone; thence N. 32. E. 16 1/2 poles to a stone; thence S. 58 E. 9 3/4 poles to a stone, thence S. 32 W. 16 1/2 poles to the place of beginning, containing one (1) acre, and being part of Survey No. 4735, original proprietors Stanton and Bailey.

Said sale to be free of down, and to be upon the following terms: \$150.00 on the 1st day of October, A. D. 1921, and \$1,050.00 on the 1st day of April, A. D. 1922, all without interest. You will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my signature, and the Seal of said Probate Court, at Mansfield, Ohio, this 20th day of April 1921.
K. B. Husted, Probate Judge.

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To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 17th day of September, 1921.

Mrs Edna Violet, Administratrix.

Report of Sale.

In obedience to the within order, I sold said premises on the 12th day of September 1921, to Ira B. Fenner and Emma B. Fenner, his wife, for the sum of Twelve Hundred (\$1200.00) Dollars, said sum being the appraised value of the same. Mrs Edna Violet, adminx.

Dated the 12th day of September 1921.

The State of Ohio, Union County, ss.

The above named, Edna B. Violet, Adminx, of the Estate of Mary Fenner, deceased, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.

Mrs Edna Violet, adminx.

Sworn to before me, and signed in my presence, this 17th day of September 1921.

Edward H. Porter Notary Public

Probate Court, Union County, Ohio.

Monday, September 12th 1921

Petition To See Real Estate.

Order approving and confirming sale.

9579

Journal Entry:
Edna B. Violet, Adminx.
of the Estate of
Mary Fenner, deceased
Plaintiff
vs.
Ella S. Dix, et al.
Defendants.

Ella S. Dix, et al.

Defendants.

This day this cause coming on to be heard

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Filed
Aug. 19-1921
Edward Cox
att'y.

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Final Record, Union County Probate Court

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on the report of Edwin C. Violet, Administrator of the estate of Mary Fenner, deceased, of her proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct and being satisfied that said sale was fairly and legally made. It is ordered that the same be, and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Mary Fenner, deceased, in said real estate, to the purchasers, Ira C. Fenner and Emma B. Fenner, upon the said purchasers, paying \$150.⁰⁰ on the 1st day of October, A.D. 1921, and \$1000.⁰⁰ on the first day of April, A.D. 1922, all without interest.

It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$... within ten days. W. H. Husted, Probate Judge

9662
 Filed
 Aug. 19-1921
 Leonard Cox
 atty.

Petition for Sale of Real Estate to Pay Debts,
 Probate Court, Union County, Ohio,
 no. 9662.
 In re
 Amos Font, deceased,
 Plaintiff
 vs.
 Esta L. Font, widow of
 Amos Font, Charles Font,
 and Gladys Font, minors,
 under 14 years of age,
 and Lanson Font,
 Defendants.

Petition

The Plaintiff represents that he is the duly appointed and qualified administrator of the estate of Amos Font late of Union County, Ohio, deceased; that the amount of debts due from the deceased is One Thousand Dollars, as near as can be ascertained that the charges of administration of said estate will amount to about Two Hundred Dollars; and that the total value of the personal estate and effects of said deceased, is but Seven Hundred and fifty eight Dollars, being wholly insufficient to pay the debts and costs aforesaid.

The Plaintiff further represents that said Amos Font died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to wit: Township of Washington being part of Survey No. 9895, Bounded, as follows: Beginning at the Beeches corner to Mortons N. E. Corner

9662

thence N. 79 1/2 deg. E. 46 poles to an ash and elm; thence S. 10 deg. E. 85 poles to four small elms; thence S. 79 1/2 deg. N. 46 poles to two Beeches; thence N. 10 1/2 deg. W. 85 poles to the place of beginning, containing 24.43 acres more or less.

Also the following described premises in same County, State, Township and Survey, and bounded as follows: Beginning at a stake in the County road; thence N. 10 1/2 W. 16 feet to a stake; thence N. 79 1/2 E. 140 poles to a stake; thence S. 10 1/2 E. 16 feet to a stake; thence S. 79 1/2 W. 140 poles to the place of beginning, containing in all 80/100 acres, containing in all 25.30 acres more or less.

The said decedent died leaving the defendant Esta L. Font his widow, who is entitled to dower in said premises; that the defendants Charles Font, Gladys Font and Lanson Font are the only heirs of said decedent, having the next estate of inheritance from said Amos Font, deceased, in said premises. The Plaintiff therefore prays that the dower of said Esta L. Font in said premises may be assigned and set off to her; and that your petition may be authorized and ordered to see said real estate subject to said dower, according to the statute in such cases made and provided, and for all other proper orders and relief in the premises. Leonard Cox, Atty. for Plaintiff.

The State of Ohio Hardin County ss.

Alex Siles, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true to the best of his knowledge and belief. Alex Siles.

Sworn to before me and signed in my presence this 16 day of August 1921. Leonard Cox, Notary Public, Hardin Co. O.

- Præcipe - Probate Court, Union County, Ohio, No. 9662, Civil Action.

Alex Siles, Adm. Plaintiff vs. Esta L. Font, et al. Defendants, Lanson Font, Defendant. Issue summons for said Defendant, directed to the Sheriff of Marion Co. O., returnable according to law.

Leonard Cox, Plaintiff's attorney.

9662

Journal Entry: In the Probate Court of Union County, Ohio, August 19th 1921. Case No.

Alex Siles, Adm. of the Estate of Amos Font, Dec'd. Plaintiff vs. Esta L. Font, et al. Defendants. Journal Entry Filing Petition To Sell Real Estate

This day came the Plaintiff Alex Siles, Adm. of the estate of Amos Font and presented to this Court his petition, duly verified, praying an order for the

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sale of debts, said ordered and of which give Court

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Final Record, Union County Probate Court

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sale of real estate of the said Amos Fout, deceased, to pay the debts, and the costs of administering the estate, of the said decedent. Whereupon, it is considered and ordered by this Court that the said petition be filed and that due and legal notice of the filing, pendency and prayer, of the said petition, and, of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is Continued.

W. H. Busted, Probate Judge

9662

Summons in Petition To Sell Real Estate

The State of Ohio, Union County ss.

To Alex Giles, Administrator:

You are commanded to notify Esta L. Fout, Charles Fout and Gladys Fout, (two last being minor under 14 yrs. of age) that on the 19 day of August A.D. 1921, Alex Giles, admn. of the estate of Amos Fout, deceased, filed his petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts and that unless they answer by the 17 day of September, 1921, said petition will be taken as true, and an order granted accordingly. You will make due return of this writ on the 29 day of August, A. D. 1921.

Witness my hand and the seal of said Court, this 19 day of August, A. D. 1921. W. H. Busted Judge in Official Cap. Return.

9662

The State of Ohio, Hardin County, ss.

I, Alex Giles, being duly sworn say that on the 26 day of August 1921, I served this writ by delivering a copy thereof personally to the following named persons, to wit: Esta L. Fout, Charles Fout and Gladys Fout. Alex Giles.

Done to before me and signed in my presence, this 27 day of August, 1921. Leonard Cox, Notary Public, Hardin Co., O. Answer of Widow.

9662

Probate Court, Union County, Ohio.

Alex Giles, Admn. of The estate of Amos Fout, deceased. Plaintiff

Answer of Widow.

v.

Esta L. Fout, widow of Amos Fout, Charles Fout, and Gladys Fout, minors, under the age of 14 years, and Lawson Fout.

Defendants.

9662

Now comes Estu L. Fout, one of the defendants, in the above entitled action, and for answer to the petition in this case filed, says that she is the widow of said Amos Fout, deceased, and as such is entitled to dower in the premises described in said petition, that her age is forty one years, and she freely consents to said sale as prayed for, and waives the assignment of dower in said premises, by metes and bounds, for in rents and profits and asks the Court that said premises be sold free from her dower estate therein, and that the value of such dower estate may be allowed and paid her in lieu thereof out of the proceeds of the sale, such sum of money as the Court deems the just and reasonable value of her dower interest in said real estate.

Estu L. Fout.

9662

State of Ohio, Hardin County ss.
 Estu L. Fout being duly sworn, says that the statements in the foregoing answer are true as she verily believes.
 Subscribed and sworn to before me this 24th day of September 1921.
 Leonard Cox, Notary Public, Hardin Co., Ohio

9662

Alex Giles, Admior. of Estate of Amos Fout, deceased. Plaintiff. v. Estu L. Fout et al. Defendants.	Probate Court, Union County, Ohio. Application for appointment of Guardian ad litem.
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Now comes Alex Giles, the plaintiff herein, and applies to the Court for the appointment of Guardian ad litem for minor defendants herein, under the age of fourteen years, to wit: Charles Fout and Gladys Fout, Leonard Cox, atty for Plaintiff.

9662

Journal Entry: Alex Giles, Administrator of Estate of Amos Fout, deceased. Plaintiff v. Estu L. Fout, et al. Defendants.	Probate Court, Union County, Ohio. Journal Entry, Appointing Guardian ad litem.
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This cause came on this day to be heard, and it appearing to the Court that Charles Fout and Gladys Fout, are minors under fourteen years of age, and have been properly served with process, it is hereby ordered that Kate L. Moffitt be appointed Guardian ad litem for said minor defendants, and thereby he appeared in open Court, and accepted said appointment.

H. B. Rusted Probate Judge

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Filed, Aug. 31-1921

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Final Record, Union County Probate Court

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Answer of Guardian ad Litem

Probate Court, Union County, Ohio.

Alex Siles administrator
of the estate of
Amos Fout, Decedent
Plaintiff

Answer of Guardian
ad Litem.

vs.
Ester L. Fout, et al.

~~vs.~~ Defendants

Now comes Charles Fout and Gladys Fout minor defendants hereto by Nate L. Moffitt guardian ad litem heretofore appointed in this cause by this Court and for answer to the petition deny all the allegations therein contained prejudicial to said defendants and further say that they are of tender years and not acquainted with the law in such cases, and therefore asks the Court to protect their rights in this case and for such relief as may just. Nate L. Moffitt.

Filed Aug 31-1921

Summons on Petition to Sell Real Estate

The State of Ohio, Union County, ss.

To the Sheriff of Marion County:

You are commanded to notify Lawson Fout, that on the 19-day of August A.D. 1921, Alex Siles, admr. of the estate of Amos Fout, deceased, filed his petition in the Probate Court of said Union County, Ohio, against him and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts of said Amos Fout, deceased, and that unless they answer by the 17-day of September 1921, said petition will be taken as true, and an order granted accordingly. You will make due return of this writ on the 29-day of August A.D. 1921.

Witness my hand and the seal of said Court, this 20th day of August A.D. 1921, ^{at} H. B. Husted

Judge and ex officio Clerk of the Probate Court of said County.
Sheriff's Return

9662

The State of Ohio, Union County, ss.

Received this writ August 22- 1921, at 9.0'clock A.M., and pursuant to its command, on August, 24- 1921,

I served the writ on named Lawson Fout, by personally handing to him a true and duly certified copy of this writ with all the endorsements thereon.

Sheriff's fees. F. A. Washburn, Sheriff

Service and Ret. 75

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Postage .02
3.97 Total

9662

The State of Ohio, Marion County, ss.
 J. F. A. Washburn, being duly sworn, say, that on the 24-day of August 1921, I served this writ by delivering a copy thereof personally to the following named persons, to-wit:
 Hanson Font. F. A. Washburn.
 Sworn to before me and signed in my presence. This 30-day of August, 1921. *John B. McNeal* Probate Judge

9662

Journal Entry. Probate Court, Union County, Ohio,
 Sept 29- 1921.
 Ordering Sale-
 Alex Lites, Administrator of the estate of Amos Font, deceased Plaintiff
 Estā L. Font et al. Defendants.

This day this cause came on to be heard upon the petition of the plaintiff filed for the purpose of having the real estate therein described sold to pay the debts and costs of administration of the deceased, and upon the return of summons issued, and the answer of Kate L. Moffitt Guardian ad litem appointed for the minor defendants, as well as the answer of Estā L. Font, widow of said deceased. And the Court being fully advised in the premises find that all the defendants herein have been legally served with process, and that all have been notified of the pendency and prayer of the petition as prescribed by law. And, the Court further finds that Estā L. Font, widow of the said Amos Font, deceased, claims as in her answer herein filed, assignment of her dower in said premises in melius and bounds, and desires that the same may be sold clear and free of her said dower, and that the Court set off to her out of the proceeds of the sale of said premises, such sum of money as may be just and reasonable in lieu of her said dower interest; and the Court finds that the allegations of said petition are true and that it is necessary to sell the real estate in the petition described to pay the debts of the deceased and cost of administration. The Court further finds that the real estate in the petition described, was appraised by the appraisers of the personal estate at Seventeen hundred or fifty dollars, and the Court also finds that the bond heretofore given by the plaintiff as Administrator of the estate of Amos Font, in the amount of five thousand Dollars is sufficient. It is therefore ordered that further appraisement and additional bond be dispensed with. And it further appearing to the Court that it would be to the

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Filed Feb. 2, 1922

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Final Record, Union County Probate Court

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interest of the said estate to sell the real estate described in the petition herein at private sale, it is now ordered that said Alex Giles as such administrator proceed to sell said real estate at private sale, at not less than the appraised value thereof, and for cash, and that he make due returns thereof to this Court.

W. H. Busted, Probate Judge

9662

Application To Sell Real Estate at Private Sale.

Probate Court, Union County, Ohio,
No. 9662.

Alex Giles, admr. of
The Estate of
Amos Font, Deceased,
Plaintiff
vs.
Estate L. Font, et al. Defendants.

Petition To Sell Real Estate,
application.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: 1- Saving of expense.

2- The land being situated off from the road there would be there would be a scarcity of bidders.

And he therefore asks for an order authorizing him to sell said real estate at private sale.

Alex Giles, admr. of Amos Font, Dec'd.

The State of Ohio, Union County, ss.

Alex Giles, being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes.

Alex Giles.

Known to before me and signed in my presence this 29 day of Sept. 1921.

W. H. Busted, Probate Judge.

9662

Affidavit of Disinterested

The State of Ohio, Union County, ss.

A. T. Coons being duly sworn says that he knows the facts set forth in the application to which this affidavit is attached; that he has no interest whatever in the matter therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale, as he verily believes.

A. T. Coons.

Known to before me and signed in my presence, this 29 day of Sept. 1921.

W. H. Busted Probate Judge.

Filed
Feb. 2, 1922

Motion To vacate order of Private Sale.

Probate Court, Union County, Ohio.

Alex Giles, admr.
of The Estate of
Amos Font, Deceased
Plaintiff
vs.
Estate L. Font et al.
Defendants.

Motion
To vacate order of Private Sale.

9662

Now comes Alex Giles, Plaintiff and moves the Court to vacate the order of private sale heretofore issued for the real estate described in the petition and that an order to sell the said premises at public sale be issued to him as provided by law for the following reasons, to wit: that he is unable after diligent endeavor to obtain the appraised value of said premises at private sale.

Leonard Cox, Atty for Plaintiff

9662

Journal Entry
Alex Giles, Admin.
of the Estate of
Amos Font, dec'd.
Plaintiff
Ester L. Font, et al.
Defendants

Probate Court, Union County, Ohio,
February, 2 - 1922
Journal Entry

This cause coming on for hearing on Motion of Alex Giles, Administrator of Amos Font, deceased, to set aside the order of private sale heretofore issued, and for an order of public sale, the Court on consideration grants the said motion, and orders that said order of private sale be, and the same hereby is, set aside, vacated and held for naught, and that it is now ordered that the said Alex Giles as Administrator proceed to advertise for sale on the premises said real estate described in petition for four consecutive weeks in a newspaper of general circulation in said county, in which the said land is situated and that he be ordered to sell the same at not less than two-thirds of the appraised value, and on the following terms to wit: to-wit:-

That the said Alex Giles be authorized to expend the sum of five dollars in employing an auctioneer to buy said sale, and that said plaintiff is ordered to make returns of his doing hereunder after such sale.

W. H. Husted Probate Judge

9662

Order of Sale - Free of Debt

The State of Ohio, Union County, Probate Court
To Alex Giles, Admin. of the Estate of Amos Font, deceased;
In obedience to an order and decree of the Probate Court within and for said County, made this day in a certain cause, wherein you as Administrator of the Estate of Amos Font, deceased, are Plaintiff and Ester L. Font et al. are Defendants, you are commanded to proceed according to law, to sell at Public Sale for not less than two-thirds the appraised value thereof free from the dower of Ester L. Font widow of Amos Font deceased, the following described premises, to-wit:

Situated in the Township of Washington,

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Final Record, Union County Probate Court

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County of Union, and State of Ohio. Being a part of Survey No. 9895. Bounded as follows: Beginning at two bushes corner to Morton's N.E. Corner; N. 79 1/2° E. 46 poles to an ash and elm; thence S. 10° E. 85 poles to four small elms; thence S. 79 1/2° W. 46 poles to two bushes; thence N. 10 1/2° W. 85 poles to the place of beginning containing 24.43 acres more or less.

also the following described premises in same County State and Township and Survey, and Bounded as follows: Beginning at a stake in the County road; thence N. 10 1/2° W. 16 feet to a stake; thence N. 79 1/2° E. 140 poles to a stake; thence S. 10 1/2° E. 16 feet to a stake thence S. 79 1/2° W. 140 poles to the place of beginning. Containing 90.00 acres. Containing in all 25.30 acres more or less.

Said sale to be on the premises, and to be upon the following terms: Cash-

The deferred payments to be secured by mortgage on the premises and to bear interest from the day of sale, payable annually. You will make return of your proceedings to this Court, forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court at Mansfield, Ohio, this 2-day of February, A.D. 1922. H. B. Husted Probate Judge.

Return

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Return

To the Probate Court of Union County, Ohio: In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 1st day of April, 1922. Alex Giles, Adm'r.

9662

Report.

Report of Sale.

In obedience to the within order, I duly advertised the real estate therein described for sale, in the Mansfield Tribune, a news paper printed and of general circulation in Union County, Ohio where said real estate is situate, for at least 5 consecutive weeks prior to the 2-day of March 1922, the day of sale therein mentioned; stating in the notice the time, place and terms of sale; and on said day, at the hour of One O'clock P.M. I attended the sale on said premises, and offered said real estate for sale free of down estate of Estu L. Fout therein. When David R. Robinson bid to pay for the same the sum of Seventeen Hundred and Fifty Dollars, which being the highest and best bid that was offered, and being more than two-thirds of the appraised value of said premises, I then and there sold the same to him for that sum. Alex Giles, Adm'r.

Dated the 1-day of April, 1922.

9662

The State of Ohio, Union County.
 The above named Alex Siles being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.
 Alex Siles, Adm'r.
 Sworn to before me and signed in my presence this 1st day of April, 1922.
 W. H. Busted, Probate Judge

9662

Journal Entry: Confirming Sale and Ordering Deed.
 Probate Court, Union County, Ohio.
 Journal Entry.

Alex Siles, Adm'r.
 of the Estate of
 Mrs. L. Fort, Deceased.
 Plaintiff
 Est. L. Fort et al.
 Defendants.

This day this cause came on to be heard upon the report of a public sale of the property described in the petition herein. And there appearing to be no objections to the sale it was submitted to the Court upon such return of sale. Whereupon the Court finds after due and careful examination of the same that said sale has been duly and legally made in conformity to law, and the former orders of the Court. Wherefore it is ordered that the same be and is hereby approved and confirmed.

And it is further ordered that the said Alex Siles as such administrator make to the purchaser David R. Robinson a good and sufficient deed for the premises so sold. The said Est. L. Fort having by her answer elected to receive in lieu of her dower, in the said real estate its value in money the Court finds the just and reasonable value thereof to be three hundred and seventy-six ^{and 50/100} Dollars. And the Court coming now to the distribution of the proceeds of said sale amounting to Seventeen Hundred and Fifty Dollars the said purchaser David R. Robinson having paid cash as per terms of sale it is ordered that the said Administrator out of the money in his hands pay first to the Treasurer of this County taxes, penalties and interest thereon against said property to the sum of ----- Dollars.

Secondly: The cost and expenses incurred in the sale of said land to the sum of ----- Dollars.

Thirdly: To Est. L. Fort, widow the sum of Three hundred and Seventy-six and ⁵⁰/₁₀₀ Dollars, which the Court finds to be the reasonable value of her dower interest in said premises, and it is ordered that the balance be distributed by said Adm'r. as provided by law.

W. H. Busted, Probate Judge.

Feb. 25-1922.

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Final Record, Union County Probate Court

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Feb. 25 - 1922.

Legal Notice. Administrator's Sale.

In pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale at public auction on the second day of March, 1922, at one o'clock p.m. on the premises the following described real estate, situated in the Township of Washington County of Union, State of Ohio, and being a part of Survey No 9895: Bounded as follows: Beginning at two beeches, Corner to Norton's N.E. Corner; thence N. 79 1/2° W. 46 poles to an ash and elm; thence S. 10° E. 85 poles to four small elms; thence S. 79 1/2° W. 46 poles to two beeches; thence N. 10 1/2° W. 80 poles to the place of beginning, containing 24.43 acres more or less.

Also the following described premises in same County, State, Township, and Survey and bounded as follows: Beginning at a stake in the County road; thence N. 15 1/2° W. 16 feet to a stake; thence N. 79 1/2° E. 140 poles to a stake; thence S. 10 1/2° E. 16 feet to a stake; thence S. 79 1/2° W. 140 poles to the place of beginning, containing in all 90.100 acres, containing in all 20.30 acres more or less.

The property is situated on the east side of the Millwood road, in the Township aforesaid and is the property of Anna Font, deceased. appraised at \$1750. Terms of sale - cash.

Alex Giles admr of estate of Anna Font, Decd.

Demond Cox, atty for admr. Feb. 1 - 1922 - 4.77.

The State of Ohio, Union County.

Personally appeared before me, John B. Shearer, and made solemn oath, that the notice, a copy of which is hereto attached was published for four consecutive weeks on and next after February 1st 1922, in the Marysville Tribune, a newspaper of general circulation in the county aforesaid, John B. Shearer.

Sworn to before me and signed in my presence this 25th day of February, A.D. 1922. J. M. Huber, Notary Public.

Printer's fee \$ 10.89.

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Files

Oct. 28th 1921

Edward W. Porter,

Atty.

Petition for Sale of Real Estate To Pay Debts.

Probate Court, Union County, Ohio.

Bertha B. Woodworth, Administratrix of the Estate of J. Stanley Kibbary, deceased.

No. 9711

Civil Action

Petition To Sell Real Estate.

Zula Kibbary, Hazel May Young, James S. Kibbary, minor, and Dorothy J. Kibbary, minor, and The Buckeye State Building and Loan Company of Columbus, Ohio.

Petition.

The Plaintiff represents that she is the duly appointed and qualified Administratrix of the Estate of J. Stanley Kibbary.

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late of Union County, Ohio, deceased: that the amount of debts due from the deceased, is fifty-two hundred (\$5200⁰⁰) Dollars, as near as can be ascertained, that the charges of Administration of said estate will amount to about Two Hundred Dollars; and that the total value of the personal estate and effects of said deceased, is but Two thousand Dollars, being wholly insufficient to pay the debts and costs aforesaid. The plaintiff further represents that said J. Stanley Kilbury died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to wit: In Jerome Township and Beginning at a stone at the intersection of the Mansfield, California and County line Canal Road, and Dairy and Sugar Run Canal Road; thence with the center of the last named road S. 82° W. 100 poles to a stone at the Southeast corner of Estrella Arnold's land; thence with two consecutive lines of said land N. 32° 30' W. 46 poles to a stone and brick and thence S. 59° 50' W. 79⁶⁰/₁₀₀ poles to a stone and brick in the West line of said Survey. thence with said Survey line N. 32° 30' W. 24 poles to a stone at the South west corner of Jassin C. Mc Campbell's land, thence with two consecutive lines of said land N. 57° 40' E. 123²⁰/₁₀₀ poles to a stone and N. 40° E. 19⁶⁰/₁₀₀ poles to a stone in the center of first and Canal Road, thence with two consecutive lines of said Road S. 59° E. 68³²/₁₀₀ poles to a stake and S. 42° 30' E. 54⁸⁰/₁₀₀ poles to the beginning containing 57 acres more or less, being part of Survey No. 513¹⁴.

The said decedent died leaving the defendant, Julia Z. Kilbury his widow, who is entitled to dower in said premises; that the defendants Hazel M. Young, James B. Kilbury, Dorothy D. Kilbury, the last two named being minors, are the only heirs at law and next of kin of said decedent, having the next estate of inheritance from said J. Stanley Kilbury, deceased, in said premises; that the defendant said Julia Z. Kilbury, is the widow of said J. Stanley Kilbury, deceased, who is entitled to dower in said premises; that the defendants Hazel May Young, James B. Kilbury, and Dorothy D. Kilbury, are the only children and heirs at law of said decedent, having the next estate of inheritance from said J. Stanley Kilbury, deceased, in said premises.

The Plaintiff therefore prays that the dower of said Julia Z. Kilbury in said premises, may be assigned and set off to her; that the rights, interests and claims of the said The Buckeye State Building and Loan Company, of Columbus, Ohio, and of said Hazel May Young, James B. Kilbury, and Dorothy D. Kilbury, may be fully determined, adjusted and protected according to equity, and, that your petitioner may be authorized and ordered to sell said real estate free of said dower, according to the statute in such case made and.

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Final Record, Union County Probate Court

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provided, and for all other proper orders and relief in the premises. E. W. Porter, Atty. for Plaintiff

The State of Ohio, Union County, ss.

Bertha H. Woodworth, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true, to the best of her knowledge and belief. Bertha H. Woodworth, Admrx.,

sworn to before me and signed in my presence, this 25th day of October, 1921. Edward W. Porter, Notary Public.

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Journal entry: In the Probate Court of Union County, Ohio, Bertha H. Woodworth, Admrx. of the Estate of J. Stanley Kilbury, deceased. Plaintiff

Friday, October 28th 1921, Case no. 9711 Journal entry.

v-

Jula Z. Kilbury, Hazel May Young, James S. Kilbury, and Dorothy P. Kilbury Minors in the Buckeye State Building and Loan Co. of Columbus, Ohio Defendants.

Filing Petition to Sell Real Estate.

This day came the Plaintiff Bertha H. Woodworth, as Admrx. of the estate of J. Stanley Kilbury, deceased, and presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said J. Stanley Kilbury, deceased, to pay the debts, and the costs of administering the estate, of the said decedent.

Whereupon, it is considered and ordered by this Court, that the said petition be filed, and that due and legal notice of the filing, pendency and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. H. Husted Probate Judge.

9711

Answer and Cross Petition of The Buckeye State Building and Loan Company, Probate Court, Union County, Ohio. No. 9711

Bertha H. Woodworth, Admrx. of the Estate of J. Stanley Kilbury, deceased. Plaintiff

Answer and Cross Petition of The Buckeye State Building and Loan Company.

v-

Jula Z. Kilbury, et al. Defendants.

The Buckeye State Building and Loan Company is a Corporation duly organized and existing under the laws of Ohio, with headquarters at Columbus, Franklin County, Ohio. First Cause of Action.

On October 24-1916 J. Stanley Kilbury and Jula Z. Kilbury executed and delivered to this answering defendant their certain promissory note of which

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The following is a true and correct copy:-
 Straight Loan. Columbus, Ohio, October 24th 1916.
 \$ 2600.⁰⁰.

On or before five (5) years after date for value received, I, Mr. [Name], or either of us, promise to pay to the Buckeye State Building and Loan Company of Columbus, Ohio, the sum of Twenty six hundred and ⁰⁰/₁₀₀ Dollars with interest at the rate of five ⁰⁰/₁₀₀ per cent per annum payable semi-annually on or before the 24th day of April and October of each year. Payments of One Hundred Dollars or more in addition to the interest may be made at any time and the same shall cease to bear interest on the day paid. It is further understood and agreed that if the note be not paid when due; or if any installment of interest hereon be not paid when due, or within thirty days thereafter; or if the maker hereof, or the owner of the real estate mortgaged to secure the repayment of this note with the interest hereon, or any one for them, fail to keep all taxes and assessments levied on said real estate paid as they become due and payable; or fail to keep the premises so mortgaged insured in some reliable fire insurance company in the sum of not less than 1500.⁰⁰ with a clause providing that the loss, if any, shall be payable to said company according to its mortgage interest; or fail to keep the buildings on the real estate mortgaged to secure this loan in good and proper repair; then and on such default in whole or in part, all the indebtedness so secured by such mortgage and owing on this note shall thereupon become due and payable at the option of said company, or the legal owner thereof; and said company or owner may enforce the repayment of all said indebtedness, including all accrued interest ^{and} money expended for taxes, insurance and assessments as provided for in said mortgage according to law, all of the principal of this note not paid when due and any installment of interest not paid when due shall draw interest at the rate of eight per cent per annum until paid.

J. Stanley Hilbury. Julia Z. Hilbury.

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This defendant is now the owner and holder of said note on which there is payable the sum of Two Thousand Six Hundred and Ninety-six Dollars and Ninety-three Cents (\$ 2697.⁹³) with interest from December 28th 1915 as per the terms of said note which said sum with said interest and costs this defendant claims.

Second Cause of Action. The plaintiff depts and makes a part of its second cause of action each and all of the allegations of its first cause of action, the same as if fully set written herein, and further says that on October 24th 1916. J. Stanley Hilbury and

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John J. Kilbury, husband and wife, defendants herein, executed and delivered to this undersigned defendant their certain mortgage deed, thereby to it conveying the following real estate, situated in the township of Jerome County of Union in the State of Ohio, and described as follows:—

Being part of Survey no. 5734, and bounded and described as follows: Beginning at a stone at the intersection of the Marietta California and County Trave Road and Derry and Sugar Run, Grant Road; thence with the center of the last mentioned road south 87° West one hundred (100) poles, to a stone at the southwest corner of Estella Arnold's land; thence with two consecutive lines of said land north 32° 30' min. West 46 poles to a stone and brick; thence south 59° 50' min. West 79.60 poles to a stone and brick in the West line of said survey; thence with said survey line north 32° 30' West 24 poles to a stone at the south corner of John C. Mc Campbells land; thence with two consecutive lines of said land north 57° 40' east 123.20 poles to a stone and N. 40° East 19.60 poles to a stone in the center of first named Grant Road; thence with two consecutive lines of said road south 49° East 68.32 poles to a stake and south 42° 30' east 54.80 poles to the beginning, containing 57 acres, more or less.

Said mortgage is conditioned as follows:—

"Provided, nevertheless, and these presents are upon these conditions: That the said mortgagors have executed and delivered to the said mortgagor their one certain promissory note of even date herewith due as herein after mentioned and in amounts as follows:—

\$ 2600.00 due on or before five years from the date hereof. Together with the interest thereon at the rate of 5 1/2 percent per annum, payable semi-annually on or before the 24 days of April and November of each year.

That if said note be not paid when due; or if any installment of interest thereon be not paid when due or within thirty days thereafter, then all of said note, together with all accrued interest thereon shall thereupon become due and payable at the option of the owner of said note and mortgage.

That the said mortgagors further agree as follows: To pay all taxes, assessments, and other charges that may be assessed against the property herein conveyed promptly as they become due and payable; to keep the building on the real estate hereby mortgaged in good, and proper repair; to keep said property insured in some responsible fire insurance company in a sum of not less than \$1500, with the loss, if any, payable to said mortgagor as its mortgage.

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interest may appear: and to leave said policy of insurance in the possession of said mortgagor until this mortgage is fully paid. That if the said mortgagors, their heirs or assigns, shall fail to pay promptly as they or either become due and payable, said taxes, insurance, assessments or other charges that may be levied against said property, the said mortgagor may pay the same, which when so paid shall be charged against the said mortgagors, and bear interest from date of payment thereof at eight per cent per annum, payable semi-annually, and be a lien upon the property herein conveyed, and be secured by this mortgage as a part of the consideration hereof: and in such default, for thirty days, or if said buildings be not kept in good and proper repair, all the money secured by this mortgage shall thereupon become due and payable.

Now, if the said mortgagors shall pay to said company, its successors or assigns, the said sums of money when due, as provided for in said note and shall faithfully keep each and all of the above stipulated conditions, then these presents shall be void. Said mortgage was filed for record with the Recorder of said County on October 28, 1916 at 9:20 O'clock A.M. and was thereafter by him recorded in Book 78 page 22 of the Mortgage Records of said County, and is now the first and best lien on the said real estate.

This defendant prays that upon a sale of said real estate its rights herein may be protected: its said mortgage declared to be the first and best lien on said real estate, its said claim first paid out of the proceeds of any sale of said real estate: and that it may have all other relief to which it is entitled either in law or in equity.

Wilson and Pector, Attorneys for
The Buckeye State Building and Loan Co.

9711

State of Ohio, Franklin County, ss.

L.P. McCullough, being first duly sworn, says he is Vice-President of the Buckeye State Building and Loan Company, the answering defendant herein, and that the facts stated and allegations made in the foregoing answer and cross-petition are true as he verily believes.

L.P. McCullough.

Done to before me and subscribed in my presence, this 27 day of December, 1921. *Seal* Fred C. Pector Notary Public (Tax fee).

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Summons on Petition To Sell Real Estate.

The State of Ohio, Union County, ss. To Bertha H. Woodworth, Adm'r.

You are hereby commanded to notify James D. Keltury, and Dorothy J. Keltury, who are minors, making service of this summons upon said minors, and also upon the guardian, or father, or if neither guardian nor father can be found, then

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upon the mother, or the person having the care of said minor, or with whom they live: that on the 28 day of October A.D. 1921, Bertha H. Woodworth, Adm^r. of the estate of J. Stanley Kilbury, dec'd, filed her petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described for the purposes of paying debts and that unless they answer by the 28 day of January 1922, said petition will be taken as true, and an order granted accordingly.

The court will make due return of this writ on the 9 day of January, 1922. This writ to be served on each of said defendants, by copy personally.

Witness my hand and the seal of said court, this 29 day of December, 1921. H. H. Hustled Probate Judge ^{and} Ex-officio Clerk of the Probate Court of said County.

9711

Return of Service

Received this writ on the 29 day of December 1921 at one o'clock P.M. and on the days, and in the manner hereinafter named, I served the same on the within named defendants, viz: January 29, 1922, on each of said James S. Kilbury, and Dorothy D. Kilbury, minors as aforesaid personally and there being no guardian and no father of said minors, the father being dead, I also served a true copy hereof, personally with all the endorsements thereon, to their mother, she being the person with whom they live, and on the same day, Bertha H. Woodworth, adm^r. of estate of J. Stanley Kilbury, dec'd.

The above named Bertha H. Woodworth who has signed the same, being duly sworn, says the foregoing Return of Service, is true as she really believes.

Sworn to before me and signed in my presence, this 9 day of January, 1922. Edward W. Porter, Notary Public Union Co., Ohio.

9711

Waiver

In the Probate Court of Union County, Ohio.

Waiver

Bertha H. Woodworth Adm^r. of the estate of J. Stanley Kilbury, deceased. Plaintiff

no. 9711
Petition to Sell Real Estate.

Zula J. Kilbury, Bazel May Young, James S. Kilbury, minor, and Dorothy D. Kilbury, minor and The Buckeye State Building and Loan Company, of Columbus, Ohio. Defendants.

Waiver of Process and Consent to Sell.

We, the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waive service

9711 of process and consent to the sale of the Real Estate in said Petition mentioned as herein prayed for. and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.
 Hazel May Young.

9711 Answer of Widow.
 In the Probate Court of Union County, Ohio,
 No. _____
 Answer of Widow
 Proceedings to Sell Real Estate
 Bertha B. Woodworth, Admrx.
 of the Estate of
 J. Stanley Kilbury, Decd.
 Plaintiff
 vs.
 Julia Z. Kilbury, et al.
 Defendants.

And now comes Julia Z. Kilbury, one of the defendants in the above entitled cause and voluntarily enters her appearance herein, and for her answer to the Petition in this case filed says: that she is the widow of said J. Stanley Kilbury, deceased, and as such is entitled to dower in the premises described in said petition: that her age is forty years: that she consents to the sale of the real estate of said decedent, as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds, or in rents and profits: and asks the Court that said premises may be sold free from her dower estate therein and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such sale, as the Court may deem reasonable.
 Julia Z. Kilbury.

9711 The State of Ohio Union County, ss.
 Julia Z. Kilbury being duly sworn, makes oath that the facts stated in the foregoing answer are as she believes true,
 Julia Z. Kilbury,
 sworn to by said Julia Z. Kilbury before me, and signed by her in my presence, this 27th day of January, A.D. 1922.
 Edward W. Porter, Notary Public, Union Co., O.

9711 Journal Entry: Order for appraisement
 Probate Court, Union County, Ohio,
 January, 30th 1922.
 No. 9711
 Journal entry
 Bertha B. Woodworth, Admrx.
 of the Estate of
 J. Stanley Kilbury, deceased,
 Plaintiff
 vs.
 Julia Z. Kilbury, et al.
 Defendants

This day this cause came on to be heard upon the petition, proofs, and exhibits the Court find that all

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the defendants have been duly served with process, or have voluntarily entered their appearance in the case; and that as set forth in the petition, it is necessary to sell the real estate therein described, to pay the debts of the said J. Stanley Kilbury, deceased, and Julia J. Kilbury, the widow of the said J. Stanley Kilbury, deceased, having by her assent, waived the assignment of her dower by metes and bounds; it is therefore ordered and adjudged by the Court, that the said premises, be appraised free of dower, by the oaths of J. D. Hooper, G. W. Carson, and G. E. Herriott, judicious and disinterested freeholders of the vicinity, whom the Court, hereby appoint for that purpose, and that they return their proceedings to this Court for confirmation.

W. H. Busted, Probate Judge.

9711

Order of Appraisement.

The State of Ohio, Union County, ss. Probate Court.

To Bertha M. Woodworth, Admrx. of the estate of J. Stanley Kilbury, deceased. Greeting:

In obedience to an order and decree of The Probate Court, within and for said County, made this day in a certain cause, wherein you as Admrx. of the estate of J. Stanley Kilbury, deceased, an Plaintiff and Julia J. Kilbury et al. are Defendants, you are commanded that by the oaths of J. D. Hooper, G. W. Carson, and G. E. Herriott, judicious disinterested men of the vicinity, not of kin to the petitioner who are freeholders of the County, in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises free of the dower estate of Julia J. Kilbury therein to wit: Situate in the County of Union, State of Ohio, and in the Township of Ironville, and beginning at a stone at the intersection of the Marysville, California, and County line, Grant Road, and Darby and Sugar Run Grant Road; thence with the center of the last named road S. 82° W. 100 poles to a stone at the south-east corner of Estella Arnolds land; thence with two consecutive lines of said land N. 32° 30' W. 46 poles to a stone, and

you will make return of your proceedings herein to our said Probate Court forthwith upon the execution of said order, and bear you there and there this writ.

Witness my signature as judge and Ex-officio Clerk of our said Probate Court, and the Seal of said Court, at Marysville, Ohio, this 30-day of January, 1922.

W. H. Busted, Probate Judge

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Return.

To the Probate Court of Union County, Ohio
In obedience to the foregoing order, I have caused the

9711 same to be duly executed, as will fully appear by the proceedings here attached. Dated the 30th day of January, 1922.

Bertha B. Woodworth Admin. as aforesaid

Oath of Appraisers.

The State of Ohio, Union County, ss

We, the undersigned Appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order. J. D. Koopfer, G. W. Carson, G. E. Harriott Appraisers.

Sworn to before me, and signed in my presence, this 30th day of January, 1922. Bertha B. Woodworth Admin, as aforesaid

Appraisers Return.

In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate, at fifty seven hundred (\$5700.00)

Dollars, free from said decedent estate of Julia J. Kilbury, widow of said J. Stanley Kilbury, deceased. Given under our hands, this 30th day of January, 1922.

J. D. Koopfer, G. W. Carson, G. E. Harriott Appraisers.

9711 Journal Entry: Orders approving appraisement

Probate Court, Union County, Ohio,

Bertha B. Woodworth, Admin, of the Estate of J. Stanley Kilbury, deceased. Plaintiff

January, 30th 1922. Petition to Sell Real Estate,

vs. Julia J. Kilbury, et al. Defendants.

Order Approving Appraisement

This day came the said Plaintiff, by her attorney, and produced to the Court, the report of an appraisement herein made by J. D. Koopfer, G. W. Carson, and G. E. Harriott in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed.

W. H. Husted Probate Judge.

9711 Journal Entry: Orders for Public Sale - etc.

Probate Court, Union County, Ohio,

Bertha B. Woodworth, Administrator of the Estate of J. Stanley Kilbury, Deceased. Plaintiff

January 30th 1922. Petition To Sell Real Estate.

vs. Julia J. Kilbury, et al. Defendants

Orders of Sale

This day this cause came on further to be heard. It is therefore further ordered that said Bertha B.

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Final Record, Union County Probate Court

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Woodworth as such Administrator proceed according to law, to sell the real estate described in the petition, for cash and at public auction on the 6th day of May, 1922, for not less than two-thirds the appraised value thereof, on the following terms, to wit: cash in hand on day of sale.

It is further ordered that said petitioner give notice 4 wks. consecutively of the terms and time and place of sale, prior thereto, in some printed newspaper and of general circulation in Union County, Ohio, where said real estate is situated.

And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued. W. H. Busted, Probate Judge.

- Public Sale -

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Bertha H. Woodworth, Admrx. of the estate of J. Stanley Kilbury deceased, plaintiff, against Zula J. Kilbury, Bezie May young, James B. Kilbury minor, and Dorothy J. Kilbury, minor and The Buckeye State Building and Loan Company, of Columbus Ohio Defendants. In pursuance of an order of the Probate Court, of Union County, Ohio, I will offer for sale, at public auction on Saturday, the 6th day of May, 1922, at one o'clock p.m., at the north door of the Court House, in the City of Marysville, Ohio, the following described real estate situated in the County of Union, State of Ohio, to wit: In Jerome Township and beginning at a stone at the intersection of the Marysville, California and County line Grant Road, and Darby and Sugar Run, Grant Road;

thence with the center of the last named road S. 82° W. 100 poles to a stone at the southeast corner of Estella Arnold's land; thence with two consecutive lines of said land North 32° 30 min. W. 46 poles to a stone and brick and thence S. 59° 50 min. W. 79 60/100 poles to a stone and brick in the West line of said Survey line N. 32° 30' W. 24 poles to a stone at the southeast corner of Jessie C. McCampbell's land; thence with two consecutive lines of said land N. 54° 40' E. 123 20/100 poles to a stone and N. 40° E. 19 60/100 poles to a stone in the center of first named Grant Road, thence with two consecutive lines of said Road S. 59° E. 68 32/100 poles to a stake and S. 42° 30' E. 54 50/100 poles to the beginning, containing 57 acres more or less, being a part of Survey No. 5734.

Appraised at \$100- per acre.

Terms of sale- cash Bertha H. Woodworth, Admrx of the Estate of J. Stanley Kilbury deceased,

Edward H. Porter atty. for Admrx. April 5th 1922.

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Oath.

The State of Ohio, Union County ss. Personally appeared before me, John H. Smeator and made solemn oath, that the notice, a copy of which is hereto attached was published for four consecutive

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marks on and next after April 5th 1922. in the Marysville Tribune, a newspaper of general circulation in the County aforesaid.

John B. Sheard

Done to before me and signed in my presence this 29th day of April A. D. 1922.

J. H. Huber, Notary Public.

Articles Fee. \$ 15.00

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Order of Sale Free of Dower.

The State of Ohio, Union County.

Probate Court.

To Bertha B. Woodworth, Adm^r. of the Estate of J. Stanley Hilbury, deceased.

Meeting:

In obedience to an Order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Adm^r. of the estate of J. Stanley Hilbury, deceased, are Plaintiff and, Julia J. Hilbury et al. are Defendants, you are commanded to proceed according to law, to sell at Public sale, for not less than two-thirds the appraised value thereof free of the dower of Julia J. Hilbury, widow of J. Stanley Hilbury, deceased, the following described premises, to-wit:

Situate in the County of Union, State of Ohio, and in the Township of Jerome, and Beginning at a stone at the intersection of the Marysville, California and County line gravel Road, and, Darby and Sugar Run gravel Road; thence with the center of the last named road S. 52° 26' 120 poles to a stone at the south-east corner of Estella Arnolds land; thence with two consecutive lines of said land N. 32° 30' W. 46 poles to a stone and brick and thence: S. 59° 50' W. 79 1/100 poles to a stone and brick in the west line of said Survey; thence with said Survey line N. 32° 30' W. 24 poles to a stone at the south-west corner of Jessie C. McCampbell land; thence with two consecutive lines of said land N. 57° 48' E. 123 7/100 poles to a stone and N. 40° E. 19 6/100 poles to a stone in the center of first named gravel Road; thence with two consecutive lines of said Road, S. 57° E. 68 3/100 poles to a stake and S. 42° 30' E. 54 5/100 poles to the beginning, containing 57 acres more or less, being part of Survey No. 5134.

Said sale to be free of dower, and to be upon the following terms: Cash in hand on day of sale.

You will make return of your proceedings to this Court, forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court, at Marysville, Ohio, this 6th day of May, A. D. 1922.

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Return.

To the Probate Court, of Union County Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 6th day of May, 1922.

Bertha B. Woodworth,

Adm^r. as aforesaid.

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In obedience to an order of the Probate Court of Union County Ohio, made this day in a certain cause, wherein the said Bertha B. Woodworth, Adm^r. of the Estate of J. Stanley Hilbury, deceased, are Plaintiff and, Julia J. Hilbury et al. are Defendants, you are commanded to proceed according to law, to sell at Public sale, for not less than two-thirds the appraised value thereof free of the dower of Julia J. Hilbury, widow of J. Stanley Hilbury, deceased, the following described premises, to-wit:

Situate in the County of Union, State of Ohio, and in the Township of Jerome, and Beginning at a stone at the intersection of the Marysville, California and County line gravel Road, and, Darby and Sugar Run gravel Road; thence with the center of the last named road S. 52° 26' 120 poles to a stone at the south-east corner of Estella Arnolds land; thence with two consecutive lines of said land N. 32° 30' W. 46 poles to a stone and brick and thence: S. 59° 50' W. 79 1/100 poles to a stone and brick in the west line of said Survey; thence with said Survey line N. 32° 30' W. 24 poles to a stone at the south-west corner of Jessie C. McCampbell land; thence with two consecutive lines of said land N. 57° 48' E. 123 7/100 poles to a stone and N. 40° E. 19 6/100 poles to a stone in the center of first named gravel Road; thence with two consecutive lines of said Road, S. 57° E. 68 3/100 poles to a stake and S. 42° 30' E. 54 5/100 poles to the beginning, containing 57 acres more or less, being part of Survey No. 5134.

Said sale to be free of dower, and to be upon the following terms: Cash in hand on day of sale.

You will make return of your proceedings to this Court, forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court, at Marysville, Ohio, this 6th day of May, A. D. 1922.

Return.

To the Probate Court, of Union County Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 6th day of May, 1922.

Bertha B. Woodworth,

Adm^r. as aforesaid.

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In obedience to an order of the Probate Court of Union County Ohio, made this day in a certain cause, wherein the said Bertha B. Woodworth, Adm^r. of the Estate of J. Stanley Hilbury, deceased, are Plaintiff and, Julia J. Hilbury et al. are Defendants, you are commanded to proceed according to law, to sell at Public sale, for not less than two-thirds the appraised value thereof free of the dower of Julia J. Hilbury, widow of J. Stanley Hilbury, deceased, the following described premises, to-wit:

Situate in the County of Union, State of Ohio, and in the Township of Jerome, and Beginning at a stone at the intersection of the Marysville, California and County line gravel Road, and, Darby and Sugar Run gravel Road; thence with the center of the last named road S. 52° 26' 120 poles to a stone at the south-east corner of Estella Arnolds land; thence with two consecutive lines of said land N. 32° 30' W. 46 poles to a stone and brick and thence: S. 59° 50' W. 79 1/100 poles to a stone and brick in the west line of said Survey; thence with said Survey line N. 32° 30' W. 24 poles to a stone at the south-west corner of Jessie C. McCampbell land; thence with two consecutive lines of said land N. 57° 48' E. 123 7/100 poles to a stone and N. 40° E. 19 6/100 poles to a stone in the center of first named gravel Road; thence with two consecutive lines of said Road, S. 57° E. 68 3/100 poles to a stake and S. 42° 30' E. 54 5/100 poles to the beginning, containing 57 acres more or less, being part of Survey No. 5134.

Said sale to be free of dower, and to be upon the following terms: Cash in hand on day of sale.

You will make return of your proceedings to this Court, forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court, at Marysville, Ohio, this 6th day of May, A. D. 1922.

Return.

To the Probate Court, of Union County Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 6th day of May, 1922.

Bertha B. Woodworth,

Adm^r. as aforesaid.

Final Record, Union County Probate Court

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Report of Sale -

In obedience to the within order, I duly advertised the real estate therein described, for sale, in the Marysville Tribune a newspaper printed and of general circulation in Union County, Ohio, where said real estate is situate, for at least 4 consecutive weeks prior to the 6-day of May, 1922, the day of sale therein mentioned; stating in the notice the time, place and terms of sale; and on said day, at the hour of one o'clock P.M. I attended at the north door of the Court House and offered said real estate for sale, free of the down estate of Zuea Z. Kilbury therein, when Frances C. Durboraw, bid to pay for the same the sum of Forty-four hundred and fifty (\$4450.00) Dollars, which being the highest and best bid that was offered, and being more than two-thirds of the appraised value of said premises, I then and there sold the same to her for that sum.

Bertha H. Woodworth Administratrix

Dated the 6-day of May, 1922.

The State of Ohio, Union County,

The above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.

Bertha H. Woodworth, Admrx. as of said.

known to before me and signed in my presence, this 6-day of May, 1922.

Edward H. Porter, Notary Public, Union Co., Ohio.

Journal Entry: Probate Court, Union County, Ohio.

Bertha H. Woodworth, Administratrix Saturday, May, 6- 1922.

of the Estate of

J. Stanley Kilbury, Deceased.

Petition to Sell Real Estate.

Orders Approving and

Confirming Sale.

Plaintiff

Zuea Z. Kilbury, et al.

Defendants.

This day this cause coming on to be heard on the report of Bertha H. Woodworth, Admrx. of the Estate of J. Stanley Kilbury deceased, of her proceedings, and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made.

It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title, and interest of the said J. Stanley Kilbury, deceased, in said real estate, to the purchaser, Frances C. Durboraw, upon said purchaser paying to said

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Administrative herein the full amount of the purchase price thereof. Cash in hand. It is further ordered that this proceeding be recorded and that said petitioner pay the costs herein taxed at \$---
 H. B. Busted, Probate Judge.

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Final Record, Union County Probate Court

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From Page 295.
Journal Entry: Probate Court, Union County, Ohio,
Henry Strunkenburg, Guardian of Lillian Strunkenburg, minor.
Plaintiff approving Bond. sur.
May 6th 1922.

This said part, et al. Defendants. Ordering Sale.
Proceeding, to Sell Real Estate.

This day this cause came on further to be heard, and it appearing to the Court that the said Henry Strunkenburg Guardian, the plaintiff above named has given bond as heretofore ordered, in the sum of nine thousand Dollars, with Charles Borger, Chas. Strunkenburg, and Lena Strunkenburg freeholders as sureties; it is ordered that said bond be and hereby is approved.

And it is made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said minor to sell the real estate described in the petition at private sale. It is therefore further ordered that said Henry Strunkenburg as such Guardian proceed according to law to sell at private sale, the real estate described in the petition, free from the dower estate of Henry Strunkenburg for not less than the appraised value of said real estate, on the following terms, to wit, Cash in hand on day of sale. And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

W. H. Husted, Probate Judge.

Order of Sale - Free from dower.

The State of Ohio, Union County, Probate Court.
J. Henry Strunkenburg, Guardian of Lillian Strunkenburg, minor.
Meeting:

In obedience to an order and decree of the Probate Court within and for said County, made this day in a certain cause wherein you as Guardian are Plaintiff and Lillian Strunkenburg et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free from the dower of Henry Strunkenburg widower of Anna Borger Strunkenburg, deceased, the following described premises, to wit: The undivided one fourth interest in the following premises, situate in the State of Ohio, County of Union and Township of Milcreek, being part of Survey no. 3349, and bounded and described as follows: Beginning at a stone, southwest corner of land conveyed by John B. Borger, to Louis B. Bourke, and in the center of the Marysville and California Travel Road thence with the center of said Travel Road S. 65° E. 76.48 poles to a stone; thence N. 84 1/2° E. 314.48 poles to a stone

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in the East line of said Survey, and in the center of a road; thence with said Survey line, and the center of said road N. 73/4° W. 78 poles to a stone (witness a stone S. 74° W. 1 1/2 feet); thence S. 84 1/4° W. 335.48 poles to a stone; thence S. 40 3/4° W. 35 poles to the place of beginning. Containing 167 acres and 114 poles more or less.

Said sale to be upon the following terms: Cash in hand on day of sale.

You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my

signature and the seal of said Probate Court at Marysville, Ohio, this 6th day of May, A. D. 1922. H. B. Husted Probate Judge

Return

9829

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 8th day of May, 1922.

Henry Strunkenburg, Esq.

Report of Sale.

In obedience to the within order, I sold said premises on the 8th day of May, 1922, to Charles O. Herd and Homer G. Herd, for the sum of Forty-five Hundred Dollars, said sum being the appraised value of the same.

Henry Strunkenburg Esq.

Guardian of Lillian Strunkenburg, a minor.

Dated the 8th day of May, 1922.

The State of Ohio, Union County.

The above named Henry Strunkenburg, Guardian of Lillian Strunkenburg, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

Henry Strunkenburg, Esq.

Sworn to before me, and signed in my presence, this 8th day of May, 1922.

H. B. Husted, Probate Judge.

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Journal Entry:

Probate Court, Union County, Ohio.

Henry Strunkenburg, Guardian of Lillian Strunkenburg, a minor.

May 8th 1922.

Plaintiff

Petition To Sell Real Estate.

His said Ward, et al. Defendants

Orders approving and Confirming Sale.

This day this cause coming on to be heard on the report of Henry Strunkenburg, Guardian of Lillian Strunkenburg, a minor, of his proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order, the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is

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975-2 Files Jan. 4- 1922.

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Petition

Final Record, Union County Probate Court

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further ordered that said petitioner execute a deed of all the right, title and interest of the said William Strunkburg minor in said real estate. To the purchaser Charles O. Herd and Homer G. Herd, upon the said purchaser paying the full amount of consideration price in cash.

It is further ordered that this proceeding be recorded that said petitioner pay the costs herein taxed at \$-- within ten days.

W. H. Husted, Probate Judge

Page 287

975-2

Files

Jan. 4-

1922.

Petition to Sell Real Estate.

Probate Court, Union County, Ohio.

No. 975-2.

Nathan Dawson, as Executor of the Last Will and Testament, of Sarah E. Bland, Deceased, vs. Plaintiff.

Petition to Sell Real Estate.

Nile Bland, Mathilda Dawson, Richard J. Dawson, Frank J. Dawson, Nathan Dawson.

Defendants.

Plaintiff says that he is the duly appointed, qualified and acting executor of the Last Will and Testament of Sarah E. Bland, deceased, having been appointed as such by the Probate Court of Union County, Ohio. That the amount of debts due from the deceased is \$294.97 as nearly as they can be ascertained, a schedule of which debts is hereto attached marked Exhibit "A" that the charges of Administration of said estate will amount to about One Hundred Dollars (\$100-). That the value of the personal estate and effects of said decedent is One Hundred Dollars (\$100-) and that it is therefore necessary to sell the real estate of said decedent, to pay the debts and charges aforesaid. That said decedent died seized in fee simple of the following described real estate: situated in the State of Ohio in the County of Union, in the Township of Union and in the Village of Milford Center, and bounded and described as follows: Beginning Two Hundred (200) feet from the North east corner of outlot number Seventeen (17) in a northerly direction and in the center of the Milford and Iron grant road, thence in a westerly direction and parallel with the North line of said Out lot number Seventeen (17) and Two Hundred (200) feet therefrom eighteen (18) rods to a stake; thence in a northerly direction and parallel

Petition

9752- with the Milford and Irwin gravel road fifty (50) feet to a stake; thence in a easterly direction and parallel with said north line of outlet number seventeen (17) eighteen (18) rods to the center of the Milford and Irwin gravel road; thence in a southerly direction and in the center of the Milford and Irwin gravel road fifty (50) feet to the point of beginning.

Plaintiff says that said real estate was appraised in accordance with the order of this court by the appraisers of the personal estate of said decedent, free from any dower estate therein and that the amount of said appraisement is One Thousand Dollars (\$1,000.00); that plaintiff has given bond as such executor in the sum of Fifteen Hundred Dollars (\$1,500.00).

That said decedent died leaving the defendant, Nile Bland her widow, who is entitled to dower in said premises and the following heirs, devisees and persons having the next estate of inheritance from the deceased, to wit: Matilda Dawson, Richard J. Dawson, Frank J. Dawson and Nathan Dawson.

Plaintiff therefore prays that the dower of said Nile Bland in said premises may be assigned and set off to him, unless he file his answer herein and consent that the same may be sold free from his said dower and that plaintiff may be ordered to sell said real estate according to the Statute in such cases made and provided, and for such other and further relief to which he may be entitled.

Robert E. Pfeiffer, Atty for Plaintiff.

State of Ohio, County of Franklin ss.

Nathan Dawson, being duly sworn says he is the executor of the last Will and Testament of Sarah E. Bland, deceased, and the plaintiff in the above entitled action and that the allegations contained in the foregoing petition are true as he verily believes.

Nathan Dawson.

Sworn to before me and subscribed in my presence this 3rd day of January, 1924. ~~at~~ Robert E. Pfeiffer
Notary Public, Franklin County, Ohio.

Schedule "a"

9752-	The Ohio Grain Elevator Co's account	\$ 5.22
	J. W. Perkins funeral expenses.	145.50
	Union Township Union Co. Ohio, gran.	149.00
	B. E. Baker, M. D. account.	95.25
		<u>\$ 294.97</u>

9752- Journal Entry: In the Probate Court of Union County, Ohio.
Nathan Dawson, Executor of the last Will and Testament of Sarah E. Bland, deceased.
Plaintiff.

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Final Record, Union County Probate Court

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Nile Bland, Mathilda Dawson,
Richard J. Dawson,
Frank J. Dawson,
Nathan Dawson.

January, 4 - 1922,
Case No. 9752
Journal Entry,
Filing Petition to Sell
Real Estate.

Defendants.

This day came the Plaintiff Nathan Dawson, executor of the estate of Sarah E. Bland, and, presented to this court his petition, duly verified, praying an order for the sale of real estate of the said Sarah E. Bland, deceased, to pay the debts, and the costs of administering the estate, of the said decedent. Whereupon, it is considered and ordered by this court that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. B. Houston, Probate Judge.

9752

Answer.

Probate Court, Union County, Ohio.

Nathan Dawson, as executor,
of the Last Will and Testament,
of Sarah E. Bland, deceased,
Plaintiff.

No. 9752.

Answer.

Nile Bland, Mathilda Dawson,
Richard J. Dawson, Frank J. Dawson,
Nathan Dawson.

Defendants.

Now comes the defendant Nile Bland, and swears the issue and service of summons upon him and enters his appearance as a defendant in this case, and also swears the assignment of dower in the premises described in the petition and also a show of the rents and profits therein and asks that the same be sold free of his dower interest in said premises and that the court allow him the reasonable value of his dower in said premises in cash and says that his age is sixty nine (69) years. A. T. Cordray, atty. for defendant, State of Ohio, Madison County, ss.

Personally came Nile Bland, who being duly sworn, says that the facts stated and allegations contained in the foregoing answer and cross petition are as he believes true.

Nile Bland.

Sworn to before me and signed by the said Nile Bland, in my presence this 5th day of January, 1922.

A. T. Cordray,

Notary Public in and for said County and State.

9752

Waiver

Probate Court, Union County, Ohio,
No. 9752

Nathan Dawson, as Executor,
of the Last Will and Testament,
of Sarah E. Bland deceased,
Plaintiff

vs
Milo Bland et al. Defendants.

We, the undersigned defendants in the above entitled
action, hereby waive the issuance and service of summons
upon us therein, hereby enter our appearance in said action
and hereby consent to the sale of real estate as prayed
for in the petition. Mathilda Dawson, Richard J. Dawson,
Frank J. Dawson, Nathan Dawson.

Journal Entry:
Nathan Dawson, as
Executor of the last will
and Testament of
Sarah E. Bland, deceased,
Plaintiff

Probate Court, Union County, Ohio,
April 21- 1922.
Petition To Sell Real Estate.

vs
Milo Bland et al. Defendants.

Order of appraisement, and, Sale-

This day this cause came on to be heard upon the petition
evidence and testimony, and, answer of Milo Bland, and the
Court being fully advised in the premises finds: That all
the defendants therein have been duly and legally served
with process or have voluntarily entered their appearance
herein and are now properly before the Court, and that
the statements and allegations in said petition are true.

That said Milo Bland, widower, of said Sarah E. Bland,
is entitled to dower in said real estate; that said
widower by his answer herein waives the assignment
of dower in said premises by metes and bounds, or in
rents and profits, and consents to the sale of said
premises free from his dower estate therein. And the
Court being satisfied that it is necessary to sell the
real estate of said Sarah E. Bland, described in the
petition, to pay her debts. It is ordered that

Edward C. Bird, David E. Wade, and H.C. Madden,
three suitable and judicious disinterested men of the
vicinity of said real estate, who are freeholders, be
and they hereby are appointed to appraise said
lands at their true value in money, free from the
dower estate of said widower, therein. It is further
ordered that said appraisers be sworn as required
by law, and afterward, upon actual view, perform the
duties required of them, and make return of their
proceedings in writing to this Court.

H.H. Husted, Probate Judge.

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Final Record, Union County Probate Court

975-2

Order of Appraisement.

The State of Ohio, Union County, ss. Probate Court,
 To Nathan Dawson, Executor of the Last Will and Testament
 of Sarah E. Bland, deceased. Meeting:

In obedience to an order and decree of the Probate
 Court within and for said County, made this day in an
 certain cause, wherein you as Executor are Plaintiff and
 Nile Bland et al. are Defendants, you are commanded
 that by the oaths of Edward C. Bird, David E. Hads and
 W.C. Madden, judicious disinterested men of the vicinity,
 not of kin to the petitioner, who are freeholders of the
 County, in which said real estate is situated, and upon
 actual view, you cause a just valuation and ap-
 praisement to be made according to law, of the
 following described premises, free of the dower estate
 of Nile Bland therein, to wit: Beginning Two Hundred
 (200) feet from the north-east corner of out lot number
 Seventeen (17) in a northerly direction and in the center
 of the Milford and Irons Grant Road, thence in a westerly
 direction and parallel with the north line of said
 outlot number Seventeen (17) and Two Hundred (200) feet
 therefrom eighteen (18) rods to a stake; thence in a
 northerly direction and parallel with the Milford and
 Irons Grant road fifty (50) feet to a stake; thence
 in an easterly direction and parallel with said
 north line of outlot number Seventeen (17) Eighteen
 (18) rods to the center of the Milford and Irons
 Grant road; thence in a southerly direction
 and in the center of the Milford and Irons Grant
 road Fifty (50) feet to the point of beginning.

You will make return of your proceedings to this
 Court forthwith upon execution of this order.

Witness my signature and the seal of said Probate
 Court at Marysville, Ohio, this 21 day of April, A.D. 1922.
 W. H. Husted, Probate Judge.

975-2

Return

To the Probate Court of Union County, Ohio.
 In obedience to the foregoing order, I have caused the
 sums to be duly executed, as will fully appear by
 the proceedings thereto attached. Dated the 22 day of April 1922.
 Nathan Dawson, as Executor of the Last Will and Testament of
 Sarah E. Bland, deceased.

975-2

Oath of Appraisers.

The State of Ohio, Union County, ss.
 We, the undersigned appraisers, do make solemn
 oath that we will, upon actual view, honestly
 and impartially appraise the within described
 real estate, at its fair cash value, and

975-2

and perform the duties required of us in pursuance of the foregoing order H. C. Madden, E. C. Bird, D. E. Wade appraisers.

Sworn to before me and signed in my presence. This 22 day of April, 1922. ^{W. L. Agner, Notary Public, Union County, Ohio}

Appraisers Return.

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we the undersigned appraisers, estimate the value of said real estate at Six Hundred -- \$600.00 -- Dollars less from said down estate. Given under our hands, this 22 day of April 1922. H. C. Madden, E. C. Bird, D. E. Wade. [Appraisers.

Application

Probate Court, Union County, Ohio.

No. 975-2

Application

April 25th 1922.

Nathan Dawson, as Executor of the Last Will and Testament of Sarah E. Bland, deceased.

Plaintiff

Nils Bland et al Defendants

Now comes the plaintiff and represents to the court that it would be for the best interest of the estate of said decedent to sell the premises described in petition at private sale for the reason that the premises are old and in bad repair and that therefore more can probably be secured at private sale than at public sale and the expense will be smaller.

Nathan Dawson, Executor of the last Will and Testament of Sarah E. Bland, deceased. State of Ohio, Union County, ss.

Nathan Dawson being duly sworn, says he is the executor of the last Will and Testament of Sarah E. Bland, deceased, and that the statement made in the foregoing application are true.

Nathan Dawson.

Sworn to before me and subscribed in my presence, This 25 day of April, 1922. ^{W. L. Agner, Notary Public, Union County, Ohio}

975-2

Entry: Probate Court, Union County, Ohio.

Nathan Dawson, as Executor of the last Will and Testament of Sarah E. Bland, deceased, and Ordering Private Sale.

Nils Bland et al Defendants

This day this cause came on to be heard upon the return of the appraisement heretofore ordered in this cause, and the same was submitted to the court, whereupon the court finds that said appraisement has been made in all respects, in accordance with law and the orders of this Court, and the same is hereby approved and confirmed, and sufficient bond

975-2

having bond to the estate at private sale not less than

975-2

The Court To that of said Decedent Court in a will claim Comma private thereof Sara from the N in a and and in and Eighty direct grant Easter line rods Road the C Fifty full your of the Seal day of 70th In or the sa by the

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975-2

having already been given by said plaintiff, additional bond is hereby dispensed with, and it appearing to the Court that it would be to the interest of said estate to sell the real estate described in the petition at private sale, it is hereby ordered that said plaintiff proceed and sell said real estate at private sale at not less than the appraised value thereof, free from the dower estate of Mrs Bland, therein and for cash.

W. B. Husted Probate Judge

975-2

Order of Sale - Free of Dower.

The State of Ohio, Union County, ss. Probate Court, To Nathan Dawson, Executor of the last Will and Testament of Sarah E. Bland, deceased. Meeting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Executor of the last will and testament of Sarah E. Bland, deceased, are Plaintiff and Mrs Bland et al., are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free of the dower of Mrs Bland widow of Sarah E. Bland, deceased, the following described premises, to wit: Beginning Two Hundred (200) feet from the Northeast corner of outlet number seventeen (17) in a westerly direction and in the center of the Miford and Irwin grant road, thence in a westerly direction and parallel with the north line of said outlet number seventeen (17) and Two Hundred (200) feet thence from Eighteen (18) rods to a stake; thence in a northerly direction and parallel with the Miford and Irwin grant road Fifty (50) feet to a stake; thence in a easterly direction and parallel with said north line of outlet number seventeen (17), Eighteen (18) rods to the center of the Miford and Irwin Grant Road; thence in a southerly direction and in the center of the Miford and Irwin grant road Fifty (50) feet to the point of beginning.

Said sale to be on the following terms - cash in full on day of sale. You will make return of your proceedings to this Court forthwith upon execution of this order. Witnesses my signature and the Seal of said Probate Court at Mansville, Ohio, this 25th day of April, 1922. W. B. Husted, Probate Judge.

Return

To the Probate Court of Union County, Ohio: In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 25th day of April 1922.

9752 Nathan Dawson, as Executor, of Last Will and Testament of Sarah E. Bland, deceased.
 Report of Sale
 In obedience to the within order, I sold said premises on the 25th day of April, 1922, to Elmer Hufferaw, for the sum of Six Hundred (600) Dollars said sum being the appraised value of the same. Nathan Dawson, Executor of the last and testament of Sarah E. Bland, deceased.
 Dated the 25th day of April, 1922.
 The State of Ohio, Union County, ss.
 The above named Nathan Dawson, executor of the last will and testament of Sarah E. Bland, deceased, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property. Nathan Dawson, Executor of the last Will and Testament of Sarah E. Bland, dec'd, sworn to before me and signed in my presence, this 25th day of April, 1922. W. H. Busted, Probate Judge.

9752 Entry.
 Probate Court, Union County, Ohio,
 No. 9752
 Entry of Confirmation.
 Nathan Dawson, as Executor, of the last Will and Testament of Sarah E. Bland, deceased.
 Plaintiff
 Nile Bland et al. Defendants.
 This day this cause was heard upon the report of a private sale of the premises described in petition, whereupon the Court, after careful examination thereof and being satisfied that said sale in all respects has been legally made in conformity to law, and the former order of this Court, do hereby approve and confirm the same and the plaintiff is hereby ordered to execute and deliver to the purchaser a good and sufficient deed for the premises so sold. And the defendant Nile Bland, widow of said Sarah E. Bland, deceased, having by his answer filed herein elected to receive in lieu of his dower in said real estate its value in money, the Court hereby finds the just and reasonable value thereof to be \$750.⁰⁰. And the Court coming on now to the distribution of the proceeds of said sale, it is hereby ordered that said executor distribute the same as follows: First: To the Treasurer of Union County, Ohio the back taxes and penalties amounting to \$30.¹³, the purchaser agreeing to assume and pay the taxes payable June, 1922 and thereafter and any assessments.
 Second: The costs of this proceeding taxed at \$--

9752. Find as a balance
 9754 Filed
 Jan. 11th 1922. M. L. M. M. V. M.
 Miss L. Myers his attorney.
 The and who of the H. follow of M. Conit in a many there plat of sai M. V. any sum such us in said said H. wife Foray which Childs years Esche them their said real that

Final Record, Union County Probate Court

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Third: To Wile Bland \$75.³³. the value of his down
as aforesaid. Fourth: And to distribute the
balance of said purchase price as provided by law.
W. H. Busted, Probate Judge.

9754

Guardian's Petition To Sell Real Estate,

Filed

Probate Court, Union County, Ohio,

Jan. 11th

1922.

M. L. Mosely, Guardian of
M. V. Merry, a Lunatic.
vs
Plaintiff

No. 9754

Miss L. Myers
attorney.

His said wards
M. V. Merry, Cora Merry,
Edna Merry, Clarence Merry,
Esther Merry, Ira Merry,
Florence Merry, and Deak Mosely.
Defendants.

Petition To Sell Real Estate

Petition.

The Plaintiff represents that he is the duly appointed
and qualified Guardian of M. V. Merry, a lunatic and
who has been committed and is now so inmate
of the Ohio State Hospital for insane, at Columbus, Ohio.

Petition

That said ward is the owner in fee simple of the
following described real estate, situated in the County
of Union, State of Ohio, and in the Village of Marysville,
to-wit: Being Lot number six hundred and six (606)
in D. L. Longbrake's Addition to said Village of
Marysville. For a more definite description
thereof reference is hereby made to the recorded
plat of said Addition in the office of the Recorder
of said County, at Marysville, Ohio. That the said

M. V. Merry is not the owner of any other property of
any nature or description whatsoever, excepting the
sum of \$52.³⁷ in money which the said plaintiff as
such guardian holds, and, the said M. V. Merry has
no income from any source whatsoever. That the
said M. V. Merry at the time of his commitment in
said Hospital was a married man residing with his
wife and children, and, that his wife, namely, Cora
Merry, the defendant, has no property or income with
which to maintain herself, and that his minor
children, namely, Edna Merry, of the age of fourteen
years; Clarence Merry, of the age of twelve years, and
Esther Merry of the age of eleven years, or either of
them have any property of any nature whatsoever for
their maintenance or support, or for the support of the
said M. V. Merry.

That it is necessary to sell the
real estate herein described, which is worth \$2000.⁰⁰
That the proceeds thereof and the income therefrom

9754

may be used by the plaintiff as such guardian for the support of the said family of the said M. V. Merry, that there are taxes and other assessments assessed against said premises and unpaid, and the said guardian aforesaid has not sufficient funds with which to pay the same and keep said property in repair. Said real estate is worth annually \$1200. That said Plaintiff has received no rents from the real estate of his ward, it being occupied by the family of the said ward, M. V. Merry, that the said defendant, Cora Merry, is the wife of the said M. V. Merry and has an inchoate right of dower in said premises, and that the defendants Edna Merry, Clarence Merry, Esther Merry, Ira Merry, Florence Merry, and Del Mosley, are the only children of the said M. V. Merry.

That the sale of said real estate will be for the best interest of the said M. V. Merry, his wife, the defendant, Cora Merry, and his children, Edna Merry, Clarence Merry, and Esther Merry, Ira Merry, Florence Merry, and Del Mosley.

The Plaintiff therefore prays that said Cora Merry, Edna Merry, Clarence Merry, Esther Merry, Ira Merry, Florence Merry and Del Mosley, may be made Defendants to this petition, and, notified of the pendency hereof according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed, and for other proper relief. M. L. Mosley, Guardian.

9754

The State of Ohio, Union County ss.
 M. L. Mosley being duly sworn, says that he is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes.
 M. L. Mosley.

9754

Sworn to before me and signed in my presence, this 3rd day of January, 1922. *Wm. L. Myers, Notary Public*

Journal Entry: Order fixing time of hearing and for notice, Probate Court, Union County, Ohio, January 3 - 1922.
 M. L. Mosley, Guardian of M. V. Merry, Adm'tic. vs Plaintiff
 His Ward, et al. Defendants | Order for Notice.

This day M. L. Mosley, Guardian of M. V. Merry adm'tic appeared in open Court and filed his petition duly verified, asking for the sale of real estate therein described, belonging to his said ward. It is ordered that the time of hearing said petition be and hereby is fixed for the 18th day of February, 1922, at one o'clock P. M. It is further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said M. V. Merry and

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M. L. M. M. V. M. M. V. M. To the Issue of the Merry return

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M. L. M. M. V. M. His said To M. L. Mosley, Guardian of M. V. Merry, Adm'tic. vs Plaintiff. Order for Notice. This day M. L. Mosley, Guardian of M. V. Merry adm'tic appeared in open Court and filed his petition duly verified, asking for the sale of real estate therein described, belonging to his said ward. It is ordered that the time of hearing said petition be and hereby is fixed for the 18th day of February, 1922, at one o'clock P. M. It is further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said M. V. Merry and

Final Record, Union County Probate Court

975-4

Edna Merry. Defendants, in writing to be served upon them personally, and by leaving copies thereof at the usual place of residence of each of those who can not be served personally, ten days before said day of hearing, and this cause is continued. W. H. Busted, Probate Judge.

975-4

Prarcipe.

In the Probate Court, Union County, Ohio,

M. L. Mosley, Guardian of
M. V. Merry, a lunatic.

Prarcipe.

vs. Plaintiff.

M. V. Merry, et al. Defendants

To the Probate Judge:

Issue summons in the above entitled cause, directed to the sheriff of Union County, Ohio, for the defendant, M. V. Merry. Indorse "Action to sell real estate" and make returnable according to law.

Miles L. Dwyer atty for Plaintiff.

975-4

Order for Notice

Probate Court, Union County, Ohio,

M. L. Mosley, Guardian of No. 975-4

M. V. Mosley, Lunatic. Proceeding to Sell Real Estate.

Deft. against

his said Ward et al. Deft.

Order for Notice.

To M. L. Mosley, Guardian:

You are hereby ordered to give notice to Edna Merry, Clarence Merry, Ethel Merry, minors, Defendants to your petition, this day filed in said Probate Court, for assignment of Edna and sale of the following described real estate of said Wards, of the filing of said petition and the time when the same will be heard; such notice to be given at least 20 days before the time hereinafter named for said hearing:

The real estate so asked to be sold is described as follows, to wit: Being situated in the village of Marysville, county of Union and State of Ohio, and being Lot No 606 in L. A. Longbrake's Addition to said village of Marysville.

Said petition will be for hearing before said Probate Court at the office of the Judge of said Court in Marysville, Ohio, on Saturday the 15th day of February A. D. 1922, at one o'clock, P. M. Said Guardian will make due return showing how he served this order.

Witness my hand and the seal of said Court at Marysville, Ohio, this 11th day of January, 1922. W. H. Busted, Probate Judge.

975-4

Return of Order.

Received this order the 12th day of January, 1922, and thereupon served the same personally as shown hereon.

M. L. Mosley Guardian

9754

Return of service made directly by Guardian.

The State of Ohio, Union County

I, M. L. Mosley, being duly sworn, say, that on the 14th day of January 1922, I served this writ by delivering a true copy thereof personally to the within named minors, Edna Merry, Clarence Merry, and Ethel Merry, and as to said minors, on the same day I served a copy of this writ upon Ira Merry the guardian of the said Edna Merry, Clarence Merry, and Ethel Merry, minors and with whom they reside, their father M. V. Merry, being an inmate of the Ohio State Hospital for Insane at Columbus, Ohio, and plaintiff herein by his guardian and their mother being deceased. M. L. Mosley, Esq.

Sworn to before me and signed in my presence, this 14th day of January, 1922. W. M. Mand Pyles, Notary Public.

9754

Writ

In the Probate Court of Union County, Ohio

M. L. Mosley, Guardian of M. V. Merry, a Lunatic.

No. 9754

Petition To Sell Real Estate

Plaintiff

M. V. Merry, Cora Merry, Ira Merry, Florence Merry, Pearl Merry, Edna Merry, Clarence Merry and Ethel Merry Defendants.

Writ of Process

and

Consent To Sell.

We, the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said M. V. Merry, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered. Ira Merry, Florence Merry, Pearl Merry, Edna Merry, minor, Clarence Merry, minor, Ethel Merry, minor. By Ira Merry their Guardian.

9754

Summons -

The State of Ohio, Union County ss.

To the Sheriff of said County:

You are commanded to notify M. V. Merry and D. H. B. Pritchard, Superintendent of the Columbus, State Hospital, that on the 11th day of January A. D. 1922, M. L. Mosley, Guardian of M. V. Merry, an insane person filed his petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for purpose of paying debts and supporting the family of said M. V. Merry, an insane person, and that unless they answer by the 11th day of February 1922.

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The State of Ohio, Union County, Ohio. M. L. Mosley, Guardian of the Estate of M. V. Merry, Plaintiff. Cora Merry, Defendant. Copy of

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The State of Ohio, Union County, Ohio. M. L. Mosley, Guardian of the Estate of M. V. Merry, Plaintiff. Cora Merry, Defendant. Copy of

m. v. me and above herein that such described six years for a purpose prohibited by law and allowed sale.

9754

The State of Ohio, Union County, Ohio. M. L. Mosley, Guardian of the Estate of M. V. Merry, Plaintiff. Cora Merry, Defendant. Copy of

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M. L. Mosley, Guardian of the Estate of M. V. Merry, Plaintiff. Cora Merry, Defendant. Copy of

Final Record, Union County Probate Court

9754

said petition will be taken as true, and an order granted accordingly. you will make due return of this writ on the 23-day of January A. D. 1922. ^{Subscribed} Witness my hand and the seal of said Court. this 13-day of February A. D. 1922.

W. H. Busted, Judge ^{and Ex-officio Clerk of Probate Court}
Sheriff's Return

9754

The State of Ohio, Union County, ss.

Received this writ Jan. 12th 1922, at 2 o'clock P. M. and pursuant to its command Jan. 14th 1922 I served the within named Defendant M. V. Merry by leaving a true and certified copy of this writ at his usual place of residence.

Frank Collier, Sheriff.

9754

Answer of Widow.

The State of Ohio,
Union County, ss.

In the Probate Court of said County.

M. H. Mosley, Guardian
of the Estate of M. V. Merry, Lunatic.
vs.
M. V. Merry et al.

Proceedings To Sell Real Estate.

and now comes Cora Merry one of the defendants in the above entitled cause and voluntarily enters her appearance herein, and for answer to the petition in this case filed, says that she is the wife of said M. V. Merry a lunatic, and as such is entitled to reside down in the premises described in said petition, and that her age is thirty-six years, and she freely consents to said sale as prayed for, and waives the assignment of down in said premises by meters and bounds, or in rents and profits; and asks the Court that said premises may be sold free from her said down estate therein, and that the value of such down estate may be allowed and paid her in money out of the proceeds of sale, as the Court may deem reasonable.

Cora Merry.

9754

The State of Ohio,
Union County, ss.

Cora Merry being duly sworn, says that the statements in the foregoing answer are true as she verily believes.

Cora Merry.

Sworn to before me and signed in my presence, this 6th day of January 1922. ^{Subscribed} Edward W. Peter, Notary Public, Union Co., Ohio.

9754

Application for Appointment of Guardian Ad Litem
Probate Court, Union County, Ohio.

M. H. Mosley, Gen. of
M. V. Merry, Lunatic, Pet.

April 29th A. D. 1922.

M. V. Merry et al. Defts.

No. 9754 Application for
Appointment of Guardian Ad Litem.

To the Hon. W^m H. Busted, Judge of said Court.

9754

The undersigned M.L. Mosley, the plaintiff makes application for the appointment of a Guardian ad litem for the minor defendants in the above entitled case. The defendant Edna Merry is over the age of fourteen years and the defendants Clarence Merry and Ethel Merry are under the age of fourteen years and have been duly served with summons herein and have entered their appearance by their Guardian, and that they and each of them have neglected for more than 20 days since return of service on them to apply for a Guardian ad litem. The undersigned suggests that John H. Kinkade, who is a suitable person be appointed as such Guardian ad litem. Respectfully, M.L. Mosley.

Journal Entry: Probate Court, Union County, O. April 29th 1922.

M.L. Mosley, Guardian of
 M.V. Merry, et al. Plaintiff
 vs
 M.V. Merry, et al. Defendants.

no. 9754

Appointment of
 Guardian Ad Litem.

This day came M.L. Mosley, the plaintiff herein and appeared in open court, and made application for the appointment of a Guardian ad litem for the minor defendants in this case. And it appearing to the Court that the defendant Edna Merry is a minor over the age of fourteen years, and that the defendants, Clarence Merry and Ethel Merry are minors under the age of fourteen years, and have been duly and legally served with summons herein and that they and each of them have neglected to apply for a guardian ad litem for more than twenty days since the return of the service of process upon them, it is ordered that John H. Kinkade, be and he hereby is appointed Guardian for the suit, for said minor defendants, and now comes the said John H. Kinkade and in open Court accepts said appointment.

W. H. Husted, Probate Judge.

9754

Answer of Guardian Ad litem.

Probate Court, Union County, Ohio,
 no. 9754

M.L. Mosley, Guardian of
 of M.V. Merry, et al. Plaintiff.

M.V. Merry, et al. Defendants.

Petition to Sell Real Estate

And now come the said Edna Merry, Clarence Merry, and Ethel Merry the minor defendants to this petition in said cause, by John H. Kinkade, their Guardian ad litem, heretofore appointed in the said cause by said Court, and for answer to said petition, deny all the material allegations therein contained, prejudicial to said minor defendants; and further say, that they are of tender years and not acquainted with the law in such cases. They therefore pray the Court to protect their rights in this cause, and for such relief as may be just.

Edna Merry, Clarence Merry, Ethel Merry.

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Final Record, Union County Probate Court

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By John H. Kinkadee, Guardian ad litem,
Application To Sell Real Estate at Private Sale—
Probate Court, Union County, Ohio.

M. L. Mosley, Guardian
of M. V. Merry, Lintatic
vs Plaintiff
Petition to Sell Real Estate

No. 9754

M. V. Merry, et al. Defendants. Application.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: First: that it can be sold forthwith for cash for more than the appraised value, second, that to sell at private sale will save costs of a public sale.

And he therefore asks for an order authorizing him to sell said real estate at private sale.

M. L. Mosley, Guardian of M. V. Merry, Lintatic

The State of Ohio, Union County, ss.

M. L. Mosley, being duly sworn, says that the various matters set forth in the foregoing Application are true as he verily believes.

M. L. Mosley.

Sworn to before me and signed in my presence, this 29. day of April, 1922.

Maud Piers, Notary Public

Affidavit of Disinterested Persons.

The State of Ohio, Union County, ss.

Meador B. Robinson, and F. H. Gallaway being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said M. V. Merry, his family and estate to sell said real estate at private sale than at public sale as they verily believe.

Meador B. Robinson, F. H. Gallaway.

Sworn to before me and signed in my presence, this 29. day of April, 1922.

Maud Piers, Notary Public

Probate Court, Union County, Ohio.

9754.

Journal Entry.

M. L. Mosley, Guardian
of M. V. Merry, Lintatic
vs Plaintiff

April 29. 1922.
Petition To Sell Real Estate.

M. V. Merry, et al.
Defendants.
Orders for Bond

This day came the said Plaintiff, by his attorney, and produced to the Court the report of an appraisement herein made by Frank Collins, C. C. Jarvis, and C. D. Webb, in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered, that said M. L. Mosley

9754

execute within five days to the State of Ohio, a bond with sufficient freeholds, sureties, to be approved by the Court, in the sum of thirty six hundred and ^{no}/₁₀₀ Dollars, according to law, and this cause is continued. W. H. Busted, Probate Judge.

9754

Know all men by these Presents; that Mr. M. L. Mosley and Fidelity United States and Guaranty Co. are held and firmly bound unto the State of Ohio, in the sum of Four thousand ^{no}/₁₀₀ Dollars, for the payment of which we hereby, jointly and severally bind ourselves, our heirs, executors and administrators,

Signed by us, and dated at Marysville, Ohio this 29th day of April, A. D. 1922. The condition of the above obligation is such, that whereas, the above bound M. L. Mosley was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of M. V. Merry

And whereas, the said M. L. Mosley, as such Guardian, has filed a petition in said Probate Court asking an order for the sale of certain real estate of said Wards described in said wards described in said petition, which under proceedings in said Court, duly had, has been appraised at the sum of Eighteen Hundred Dollars.

And whereas, said Court, on the 29th day of April, 1922, made an order requiring said Guardian to execute a bond according to the Statute in such cases made and provided.

Now, if the said, M. L. Mosley, as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over ^{no}/₁₀₀ account for, all moneys, arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

M. L. Mosley, United States Fidelity and Guaranty Co.
F. W. Sincer, agent

This bond approved in open Court, this 29th day of April, 1922.

W. H. Busted, Probate Judge.

9754

Journal Entry; Order Approving Bond, for Private Sale.

Probate Court, Union County, Ohio,
April 29 - 1922

M. L. Mosley, Adm. of
M. V. Merry, Lunatic
Plaintiff

Petition To Sell Real Estate

M. V. Merry et al. Defendants

Order of Sale

This day this cause came on further to be heard, and it appearing to the Court, that the said M. L. Mosley the plaintiff above named has given bond as heretofore ordered, in the sum of Thirty-six Hundred and ^{no}/₁₀₀ Dollars with United States Fidelity and Guaranty Co. as surety, it is ordered that said bond be and hereby is approved.

And it being made to appear to the Court, upon satisfactory evidence, that it would be more for the

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interest in the ordered to sell at private value on day return made Journal

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Final Record, Union County Probate Court

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interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered that said M. D. Mosley, as such guardian proceed to sell said real estate free from dower of Cora Merry at private sale, for not less than \$1,800 the appraised value thereof, on the following terms, to-wit, Cash in hand on day of sale. And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued. W. H. Husted Probate Judge.

Journal Entry: Order on Hearing of appraisement.

M. D. Mosley, Guardian
of M. V. Merry, Lunatic
Plaintiff

Probate Court, Union County, Ohio,
April 29 - 1922.
Petition to Sell Real Estate.

M. V. Merry et al. Defendants, Order of appraisement.

This day this cause came on to be heard upon the petition, evidence and testimony and the answer of the Guardian ad litem for the minor defendant, and the answer of Cora Merry, wife of said M. V. Merry and the Court being fully advised in the premises finds:

That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court, and that the statements and allegations in said petition are true, that said defendant Cora Merry, wife of said M. V. Merry is entitled to inchoate dower in said real estate; that said Cora Merry by her answer herein waives the assignment of dower in said premises by metes and bounds, or in rents and profits, and consents to the sale of said premises free from her dower estate therein.

And the Court being satisfied that it is necessary to sell the real estate of said M. V. Merry, described in the petition, to pay his support and the support of his family. It is ordered that Frank Collier, C. C. Jarvis and C. D. Webb, three suitable and judicious disinterested men of the vicinity of said real estate, who are freeholders, be and they hereby are appointed

to appraise said lands at their true value in money, free from the inchoate dower estate of said Cora Merry, therein. It is further ordered that said appraisers be sworn, as required by law, and, afterward, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 1st day of May, 1922, and this cause is continued.

W. H. Husted
Probate Judge.

Final Record, Union County Probate Court

975-4

Probate Court within and for said County, made on the 24-day of April 1922, in a certain cause No. 975-4, now pending in said Court, wherein you as Guardian of M. V. Merry, Lunatic, are Plaintiff and your Ward et al. are Defendants, you are commanded to proceed, according to law, to sell at private sale, for not less than \$1,800.00 the appraised value thereof free from the dower of Cora Merry, wife of M. V. Merry, the following described premises to wit: Situated in the Village of Marysville, County of Union and State of Ohio, and being Lot No. 606 in L. L. Longbrake's Addition to said village of Marysville.

Said sale to be private, and to be upon the following terms: Cash in full, in hand, on day of sale.

You will make return of your proceedings to this Court within sixty days from the date hereof, and hear you then and there this writ. Witness my signature and the seal of said Probate Court, at Marysville, Ohio, this 24-day of April, 1922. W. H. Busted, Probate Judge.

Return.

975-4

To the Probate Court of Union County, Ohio.

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 24-day of April, 1922. M. L. Mosley, Guardian as aforesaid.

Report of Sale

975-4

In obedience to the within order, I sold said premises, on the 29-day of April 1922, to Joseph E. Lowe, he to pay all taxes and assessments of whatsoever nature on said premises, that may become due and payable on December, 20th 1922, and thereafter, and the sum of Nineteen hundred and seventy-five and no/100 Dollars, said sum being more than the appraised value of the same. M. L. Mosley, Guardian of M. V. Merry, Lunatic.

Dated the 29 day of April 1922. The State of Ohio Union County ss.

The above named M. L. Mosley, Guardian of M. V. Merry, Lunatic, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property. M. L. Mosley, Guardian.

Brought to before me and signed in my presence, this 29th day of April, 1922. Maud Peyer, Notary Public.

Journal Entry:

Probate Court, Union County, Ohio.

M. L. Mosley, Guardian of M. V. Merry, et al. Depts

April 29th 1922. Petition to Sell Real Estate Order Approving and Confirming Sale

This day this cause coming on to be heard on the

975-4 Entry Confirming Sale.

9704 report of M.L. Mosley, guardian of M.V. Merry, Linnatic, of his proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order, the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said M.V. Merry, free from the inchoate dower interest of Vera Merry, in said real estate, to the purchaser, Joseph E. Low, upon the said purchaser paying the purchase price for said premises in the sum of \$1975.00, to the said plaintiff, M.L. Mosley, in full. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$- within ten days.

W. H. Hubbard, Probate Judge.

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Filed
Jan. 31-1922
Edward W. Mc
attorney

Urban A. Graham, Administrator
of the Estate of Martha Emma
Eloom Freshwater, deceased.
Plaintiff

Petition for Sale of Real Estate to Pay Debts.
Probate Court, Union County, Ohio,
No. 1768
Civil action

Mary Marshall,
Edith Marshall,
Robert Marshall,
Elmer Marshall, ^{ans.}
James Marshall, all minors,
and David M. Freshwater ^{ans.}
Frank W. Freshwater, adults.
Defendants

Petition To Sell Real Estate

Petition

The Plaintiff represents that he is the duly appointed and qualified Administrator of the Estate of Martha Emma Eloom Freshwater, late of Union County, Ohio, deceased; that the amount of debts due from the deceased is thirty-one hundred and fifty Dollars, as near as can be ascertained, that the charge of administration of said estate will amount to about One Hundred and fifty (\$150.00) Dollars; and that the total value of the personal estate and effects of said deceased is but Two Hundred and Fifty-five Dollars, being wholly insufficient to pay the debts and costs aforesaid. The plaintiff further represents that said Martha Emma Eloom Freshwater, dec'd seized in fee simple of the

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following described real estate, situate in the County of Union and State of Ohio, to-wit: In the township of Decatur and known as part of Survey No. 5870, commencing at a stone in the south east corner of said Survey No. 5870, and in the center of the Buckeye Gravel Road; thence S. 84¹/₂° W. (corner connected to the meridian) 88.80 poles to a stone corner to W. H. Bonnetts land; thence with his line N. 5¹/₄° W. 72 poles; thence east and parallel with the south line of said Survey 88.80 poles to the center of the Buckeye Gravel Road; thence with the center of said Road 72 poles to the place of beginning, containing by estimation, forty acres of land, being forty acres off from the south side of the tract of land, of 71³/₄ acres conveyed by Lewis S. Bonnett, to Samuel W. Hamner and William P. Hamner his wife, by deed bearing date June 20th 1883, and recorded in Vol. 56, page 121, Union County, Ohio Record of Deeds, and less 2³/₄ acres sold to Frank H. Freshwater and Anna P. Freshwater, his wife, by deed April 5th 1895. See Vol. 75 page 1.

The said decedent died leaving the defendant David M. Freshwater her widow, who is entitled to dower in said premises; that the defendants Mary Marshall, Edith Marshall, Robert Marshall, Elsie Marshall, and James Marshall, all minors as aforesaid, and said Frank H. Freshwater, are the only heirs at law and next of kin of said decedent, having the next estate of inheritance from said Martha Emma Elson Freshwater, deceased, in said premises.

The Plaintiff therefore prays that the dower of said David M. Freshwater in said premises may be assigned and set off to him; that the rights interests and liens of the said Mary Marshall, Edith Marshall, Robert Marshall, Elsie Marshall, and James Marshall, minors as aforesaid, and the said Frank H. Freshwater, may be fully determined, adjusted and protected according to equity, and that your petition may be authorized and ordered to sell said real Estate free from said dower, according to the statute in such cases made and provided, and for all the other proper orders and relief in the premises.

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The State of Ohio, Union County.

Urban A. Graham, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief.

Urban A. Graham, Adm'r.
as aforesaid.

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Done to before me and signed in my presence this 27th day of December, 1921. Edward H. Porter, Notary Public, Union Co., Ohio.

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Journal Entry: Urban A. Graham, Administrator of the estate of Martha Emma Elsom Freshwater, deceased. Plaintiff

In the Probate Court of Union County, Ohio, January, 31- 1922 Case No. 9768 Journal Entry

Mary Marshall, Edith Marshall, Robert Marshall, Elsie Marshall, and James Marshall, all minor, and David W. Freshwater, and Frank H. Freshwater, adults. Defendants.

Filing Petition To Sell Real Estate.

This day came the Plaintiff Urban A. Graham, adm. of the Estate of Martha Emma Elsom Freshwater, deceased, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Martha Emma Elsom Freshwater, deceased, to pay the debts, and the costs of administering the estate, of the said decedent.

Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued. W. B. Husted, Probate Judge.

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Wainor.

In the Probate Court of Union County, Ohio, No. 9768

Wainor

Urban A. Graham, Adm., of the Estate of Martha Emma Elsom Freshwater, Deceased. Plaintiff

Petition To Sell Real Estate

Mary Marshall, et al.

Wainor of Process

Defendants. Consent To Sell.

We, the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Frank H. Freshwater,

Affidavit for Publication.

In the Probate Court, Union County, Ohio.

9768

Urban of the estate of Martha

Mary

Urban, Edith Marshall, defendant State of Ohio

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Answer

Urban of the estate of Elsom

Mary Edith and under Freshwater

To the Court

That Mary Edith and James

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Final Record, Union County Probate Court

9768

Urban A. Graham, Adm^r
of the Estate of
Martha Emma Freshwater, deceased,
Plaintiff

Against
Mary Marshall, et al Minors,
Defendants.

Affidavit for
Publication.

Urban A. Graham, the above named plaintiff, being sworn, says, that Mary Marshall, Edith Marshall, Robert Marshall, Elsie Marshall and James Marshall, all minors, defendants in this action, are non-residents of the State of Ohio, and service of summons cannot be made upon them in this State, and, that this case is one of those mentioned in Section 11292 of the General Code of Ohio. Urban A. Graham.

The State of Ohio, Union County, ss.

Urban A. Graham, the plaintiff in the above entitled action, being duly sworn, makes oath and says, that the facts stated in the foregoing affidavit are true, as he believes. Edward H. Potter.

Notary Public, Union County, Ohio.

9768

Answer

Urban A. Graham, Adm^r
of the Estate of Martha Emma
Freshwater, deceased,
Plaintiff.

Mary Marshall, Robert Marshall,
Edith Marshall, Elsie Marshall,
and James Marshall Devisees
under the Will of Martha Emma
Freshwater, deceased.
Defendants.

In the Probate Court,
Union County, Ohio,
No. 9768

To the Honorable William K. Husted, Judge of said Court:
Now come the defendants in the above entitled and
numbered Cause, by their father and next friend,
Olin W. Marshall, and, respectfully show the Court:

That all the defendants herein are minors, and
that their ages are as follows:
Mary Marshall, aged 12 years; Robert Marshall, aged 9 years;
Edith Marshall, aged 4 years; Elsie Marshall, aged 4 years;
James Marshall, aged 6 years.

That all the defendants herein are the lawful
issue of Mattie Freshwater Marshall, deceased, and are
the devisees under the Will of Martha Emma Emma
Freshwater, deceased.

Defendants deny all and singular the allega-
tions in plaintiffs petition contained, and of this they
place themselves upon the country.

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Further answering herein, defendants say that under the express provisions of said Will they were and are breathed one half of all the property, both real personal and mixed, of which the said Martha Emma Elson Freshwater, died seized, and are entitled to a fair and equitable partition and distribution of said property.

Further answering herein, defendants, say that on or about the year A.D. 1916, the said Martha Emma Elson Freshwater, and, her husband, David Freshwater, at the special instance and request of Frank Wayland Freshwater, moved into the home of the said Frank Wayland Freshwater and lived in said home until the time of the death of the said Martha Emma Elson Freshwater.

That the said Frank Wayland Freshwater and the heirs of his body are devisees under said Will, by its express terms, and are to receive one half of all the property, both real, personal and mixed, of which the said Martha Emma Elson Freshwater died seized, and no more.

That Urban A. Graham, Administrator of the estate of Martha Emma Elson Freshwater, deceased, is the husband of Elsie Freshwater, daughter of Frank Wayland Freshwater; that the said Elsie Freshwater Graham, is the sole surviving heir of Frank Wayland Freshwater devisee of the one half of the said estate, under the terms of said Will.

That at the time Martha Emma Elson Freshwater, the testatrix moved into the home of Frank Wayland Freshwater, she and her husband, Dave Freshwater, who still survives, were the owners of money and personal property sufficient in amount to provide support and maintenance for said Martha Emma Elson Freshwater until the time of her death, which occurred in 1921; that it was not necessary to encumber or charge the estate of decedent in order to provide for her support and maintenance; that whatever debts appearing against said estate are not genuine, but charged for the purpose of defeating the right of defendants under said Will to receive their just, fair and equitable share of said estate under said Will.

That at the time Martha ^{Emma} Elson Freshwater and Dave Freshwater, her husband, moved into the home of Frank Wayland Freshwater, at his special instance and request, that Martha Emma Elson Freshwater and Dave Freshwater, her husband, were the owners of money and other personal property, belonging to the community estate, amounting to several thousand of dollars; that the said Frank Wayland Freshwater, obtained diverse sums of money from said community estate, and for which the said Frank Wayland Freshwater has made no proper accounting, nor has said sums of money been repaid or returned

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To said Community estate. That on February 3- 1918, Frank Wayland Freshwater, wrote a letter to Martin Freshwater Marshall, now deceased, declaring that he owed Dora Freshwater money, and defendant, says that the money so owed and still owing was the community estate of Martha Emma Elson Freshwater, deceased, and Dora Freshwater, and that a lawful accounting of all such sums of money should be made to this Honorable Court.

That the said Frank Wayland Freshwater has had the management and control of the farm belonging to decedent's estate since 1916, and has received the rents, revenues and profits therefrom; that said rents, revenues and profits have not been properly accounted for or credited to the estate.

That defendants have reason to believe and do believe that the farm constituting the real property left by decedent and the testatrix under said Will, and one-half of which was willed to defendants herein,

comprises at least 70 acres of land, instead of 40 acres of land, as alleged in plaintiff's petition.

That the said Frank Wayland Freshwater obtained a deed to 30 acres of said farm during the life time of testatrix, but said deed does not recite the consideration of said conveyance; that said 30 acres of land should be accounted for as an advance to the said Frank Wayland Freshwater in the division of said estate.

Wherefore, premises considered, defendants pray that no sale of the property mentioned in plaintiff's petition be ordered by this Honorable Court until a fair, just and lawful division of said property under said Will is agreed upon by the devisees under said Will, and the defendants herein; that Frank Wayland Freshwater be required by this Honorable Court to submit under oath all claims against said estate, giving an itemized account of each and every claim, to whom due and for what said claim was contracted; that all sums of money obtained from the community estate of Martha Emma Elson Freshwater, deceased, and Dora Freshwater by Frank Wayland Freshwater, be accounted for to this Honorable Court; that the land willed to these defendants by Martha Emma Elson Freshwater, deceased, be served in order that the true and exact number of acres of said land may be ascertained; that said land be appraised, and that defendants be furnished with full and complete returns of such survey and appraisal; that defendants be

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furnished with a certified copy under oath of all claims now held against said estate by Urban A. Graham, the administrator herein; that persons who claim debts against said estate be examined under oath by this Honorable Court in order that the genuineness of all claims against said estate may be established or rejected; that defendants herein be furnished with certified copy of the Court's order appointing the said Urban A. Graham, admn. of said estate; that the community estate consisting of choses in action and choses in possession of Martha Emma Eloom Freshwater, and David Freshwater at the time of decedent's death be appraised and lawfully accounted for; that the rights and interests of defendants under said will be sacredly protected by this Honorable Court; that in the event an agreement between parties with respect to the division of said estate under said will can not be had, that Urban A. Graham, be relined as Admn. of said estate, and, a disinterested party appointed to administer upon said estate and protect the rights of defendants herein

Geo. H. Dixon, Attorney for Defendants

9768

Application for appointment of Guardian Ad Litem.
 Probate Court, Union County, Ohio.
 Urban A. Graham, Administrator of the Estate of Martha Emma Eloom Freshwater, deceased. Plaintiff.
 vs.
 Mary Marshall, et al. Defendants.

April 1st. A. D. 1922.
Application for Appointment of Guardian Ad Litem.

To the Hon. H. B. Coated, Judge of said Court:
 The undersigned Urban A. Graham, Administrator of the estate of Martha Emma Eloom Freshwater, deceased, makes application for the appointment of a Guardian ad litem for the minor defendants in the above entitled case.
 The defendants Mary Marshall, Edith Marshall, Robert Marshall, Elsin Marshall, and James Marshall, all minors, have been duly served with legal notice by publication, in accordance with law, and have neglected, for twenty days after legal service by publication served upon them to apply for Guardian ad litem. The undersigned suggests that Milo L. Myers who is a suitable person be appointed as such Guardian ad litem.

Respectfully,
Urban A. Graham, Admn.

Journal Entry on appointment of Guardian ad litem.
Probate Court, Union County, O. April 1st. 1922.

9768

Urban A. Graham
 The Will of
 Martha Emma Eloom
 Freshwater
 Mary Marshall
 Robert Marshall
 This is a copy of the will of the deceased and appears before the Court to be a true and correct copy of the original as the same was read to all persons present and notice has been given to the public and he here minor
 Milo L.

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Urban A. Graham
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Urban A. Graham, Adm. with
The Will annexed, of the Estate of
Martha Emma Elsom Freshwater, Decd.
Plaintiff

v.

Mary Marshall, Edith Marshall,
Robert Marshall, Elsie Marshall, et al.
Defendants

Appointment of
Guardian ad litem.

This day Urban A. Graham, Adm. with the Will annexed of the estate of Martha Emma Elsom Freshwater, decd, appeared in open court, and made application for the appointment of a Guardian ad litem for the minor defendants in this case. And it appearing to the Court that the defendants Mary Marshall, Edith Marshall, Robert Marshall, Elsie Marshall, and James Marshall, all minors, have been duly and legally served with legal notice by publication, in accordance with law, and have neglected, for twenty days after legal service by publication served upon them to apply for Guardian ad litem, it is ordered that Miles L. Myers, do and he hereby is appointed Guardian for the suit, for said minor defendants. and now comes the said Miles L. Myers and in open Court accepts said appointment.

W. H. Husted, Probate Judge.

9768

Answer of Guardian ad litem,
Probate Court, Union County, Ohio.

Urban A. Graham, Adm. etc.
of Martha Emma Elsom Freshwater,
deceased.
Plaintiff.

No. 9768

Petition to Sell Real Estate.

v.

Mary Marshall, et al. Defendants.

Answer of
Minor Defendants.

And now come the said Mary Marshall, Edith Marshall, Robert Marshall, Elsie Marshall, and James Marshall, the minor defendants to the petition in said cause, by Miles L. Myers, their Guardian ad litem, heretofore appointed in said cause by said Court, and for answer to said petition, deny all the material allegations therein contained, prejudicial to said minor defendants; and further say, that they are of tender years and not acquainted with the law in such cases. They therefore pray the Court to protect their rights in this cause, and for such relief as may be just. Mary Marshall, Elsie Marshall, Edith Marshall, James Marshall, Robert Marshall.

By Miles L. Myers, Guardian ad litem.

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Answer of Widow

In the Probate Court of Union County, Ohio.

9768

Urban A. Graham, Adm. etc.
of the Estate of Martha Emma
Elson Freshwater, deceased.
Plaintiff.

No. 9768

Answer of Widow

vs.

Proceeding to Sell Real Estate.

Mary Marshall, et al. Defendants

And now comes David M. Freshwater of the defendants in the above entitled cause and voluntarily enters his appearance herein, and for his answer to the petition in this case filed, says: that he is the widow of said Martha Emma Elson Freshwater, deceased, and, as such is entitled to dower in the premises described in said petition; That his age is seventy-six years; That he consents to the sale of the real estate of said decedent, as prayed for, and that he waives the assignment of his dower in said premises by metes and bounds or in rents and profits; and asks the Court that said premises, may be sold free from his dower estate therein and that the value of such dower estate may be allowed, and paid him in money, out of the proceeds of such sale, as the Court may deem reasonable.

David M. Freshwater.

9768

The State of Ohio, Union County, ss.

David M. Freshwater, being duly sworn, makes oath, that the facts stated in the foregoing answer are as he believes true.

David M. Freshwater

known to by said David M. Freshwater, before me, and signed by him in my presence, this 3-day of April, A. D. 1922.

Edward H. Porter, Notary Public, Union Co. O.

9768

Order for Appraisement

Probate Court, Union County, Ohio,
April, 3-1922.

Urban A. Graham, Adm. with the
Will annexed, of the estate of
Martha Emma Elson Freshwater, Dec'd.

No. 9768

Journal Entry

vs.

Plaintiff

Order for Appraisement.

Mary Marshall, et al. Defendants.

This day this cause came on to be heard upon the petition, proofs, and exhibits the Court find that all the defendants have been duly served with process, or have voluntarily entered their appearance in the case; and that as set forth in the petition, it is necessary to sell the real estate therein described, to pay the debts of the said Martha Emma Elson Freshwater, deceased, and David M. Freshwater, the widow of the said Martha Emma Elson Freshwater, deceased, having by his Answer, waived the assignment of his dower by metes and bounds; it is therefore ordered and adjudged

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Final Record, Union County Probate Court

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by the Court that the said premises be appraised free of
down, by the oaths of M. L. Mosley, H. R. Walker, and
George H. Allemang, judicious and disinterested freeholders
of the vicinity, whom the Court hereby appoints for that
purpose, and that they return their proceedings to this Court
for confirmation. H. R. Custer, Probate Judge.

9768

Order of appraisement.

The State of Ohio, Union County, ss. Probate Court,
To Urban A. Graham, Adm'r, with the Will annexed, of
the estate of Martha Emma Elson Freshwater deceased,
Greeting: In obedience to an order and
decree of the Probate Court, within and for said County,
made this day in a certain cause, wherein you as
Adm'r, etc., of the estate of Martha Emma Elson
Freshwater, deceased, are Plaintiff and Mary Marshall
et al. are Defendants, you are commanded that
by the oaths of William Walker, Marion L. Mosley, and
George Allemange judicious disinterested men of the
vicinity, not of kin to the petitioner, who are freeholders
of the County, in which said real estate is situated
and upon actual view, you cause a just valuation
and appraisement to be made according to law, of
the following described premises free of the down estate
of David W. Freshwater, therein tenant: Situated in the
Township of Leesburg, County of Union, and State of
Ohio, and bounded and described as follows:
Part of Survey no. 5870, commencing at a stone in
the south-east corner of said Survey no. 5870 and in
the center of the Buckeye Grant Road; Thence S. 84 1/2° W.
(corners corrected to the meridian) 88.80 poles to a
stone corner to W. H. Bennett's land; Thence with his
line N. 5 1/4° W. 72 poles; Thence east and parallel
with the south line of said Survey 88.80 poles to the
center of the Buckeye Grant Road; Thence with the center
of said Road 72 poles to the place of beginning, con-
taining by estimation, forty acres of land, being
forty acres off from the south side of the tract of
land of 71 3/4 acres conveyed by Lewis S. Bennett, to
Samuel N. Hamner, and Willie P. Hamner his wife,
by deed bearing date June 25th 1853, and recorded,
in Vol. 56, page 121, Union County, Ohio, Record of Deeds,
and less 2.39 acres sold to Frank W. Freshwater and
Anna B. Freshwater, his wife, by deed April 5th 1890;
See Vol. 75 Page 1. You will make return of your
proceedings herein to our said Probate Court forth
with upon execution of said order, and have
you then and there this writ.
Witness my signature as Judge and ex officio

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Clerk of our said Probate Court and the Seal of said Court at
Marysville Ohio. This 3rd day of April 1922. ^{County} W. H. Busted, Probate Judge
Return.

To the Probate Court of Union County, Ohio:
In the obedience to the foregoing order, I have caused the same
to be duly executed, as will fully appear by the proceedings
hereto attached. Dated the 6th day of April, 1922.

Urban A. Graham, Adm. etc.

9768

Oath of appraisers.

The State of Ohio, Union County, ss.

We, the undersigned appraisers, do make solemn oath
that we will, upon actual view, honestly and impartially
appraise the within described real estate at its fair cash
value, and perform the duties required of us, in pur-
suance of the foregoing order.

M. L. Mossley, W. R. Walker, G. B. Allemang, appraisers.

Sworn to before me, and signed in my presence, this
5th day of April 1922. Urban A. Graham, Adm.

Appraisers' Return.

9768

In obedience to the foregoing order, after being first
duly sworn and upon actual view of the premises therein
described, we, the undersigned appraisers, estimate the
value of said real estate at thirty seven hundred and
sixty one dollars, free of said Town estate of said
David M. Freshwater. Sworn under our hands, this 5th day of
April 1922. M. L. Mossley, W. R. Walker, G. B. Allemang, appraisers.

Fees of appraisers \$2.⁰⁰ per day each.

9768

Journal entry: In the Probate Court of Union County, Ohio.

Urban A. Graham, Adm. etc.
of the estate of Martha Emma
Elsom Freshwater, Deceased.

April 6th 1922.

No. 9768.

Journal Entry.

vs. Plaintiff

Mary Marshall, Edith Marshall,
Robert Marshall, Elsie Marshall ^{and}
James Marshall, all minors, ^{and}
David M. Freshwater ^{and} Frank H.
Freshwater, adults.

Decree confirming
Appraisement, ^{and}
Ordering Sale.

Defendants

This day this cause came on further to be heard on the
return of the plaintiff of the appraisement herein, and it
appearing to the Court that said appraisement heretofore
ordered has been made and reported to this Court; and
the Court having carefully examined the same, finds
that said appraisement has been made, in all respects
in conformity to law, and the former order of this Court,
the same is now here, by the Court, approved and confirmed.

The Court further find that the said plaintiff as
as such Administrator etc. has given bond in

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Final Record, Union County Probate Court

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sufficient amount with approved sureties conditioned according to law. And this cause coming on further to be heard on the application of the plaintiff for an order to sell said real estate at private sale and the same being submitted to the Court on the said application and the evidence adduced in support thereof; on consideration whereof the Court finds that it would be for the best interests of said estate and all parties interested therein that said real estate be sold at private sale.

It is thereupon by the Court ordered that said Urban A. Graham, administrator and etc. as aforesaid proceed to advertise and sell the real estate aforesaid, free of down, at private sale, at not less than the appraised value thereof on the following terms, to wit: Cash in hand on day of sale. And further it is by the Court ordered that said plaintiff make due return of his proceedings therein forthwith upon compliance with the terms thereof.

W. H. Husted Probate Judge

9768

Application To Sell Real Estate at Private Sale.

Probate Court, Union County, Ohio,

Urban A. Graham, Adm.

No. 9768

of Estate of Martha Emma Elson Freshwater, deceased.

Petition To Sell.

Plaintiff

Real Estate.

vs.

Application.

Mary Marshall, et al. Defendants.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons.

- 1. Because it must go for the amount of the appraisement, in full, whereas, if sold at public sale it might be sold for two-thirds of the appraisement.
- 2. Because it will save the costs of advertising,
- 3. That it will save time,
- 4. Because a purchaser at the time appraised value has already been secured.

And he therefore asks for an order authorizing him to sell said real estate at private sale.

Urban A. Graham, adm. etc.

of Martha Emma Elson Freshwater, Deceased.

The State of Ohio, Union County, ss.

Urban A. Graham, being duly sworn, says that the various matters set forth in the foregoing Application are true as he verily believes. Urban A. Graham.

Sworn to before me, and signed in my presence.

This 6 day of April, 1922. Edward H. Porter Notary Public, Union County, Ohio

9768

Affidavit of Disinterested Persons

The State of Ohio, Union County, ss.
 M. L. Mosley, W. R. Walker, and Allemany being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached: that they have no interest whatever in the matters therein referred to, and, that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale, and for the reasons given herein, as they verily believe. M. L. Mosley, W. R. Walker, G. H. Allemany.

Sworn to before me and signed in my presence, this 6th day of April, 1927. *Edward W. Porter, Notary Public, Union Co. Ohio*

9768

Order of Sale, Free of Dower.

The State of Ohio, Union County, Probate Court.

To Urban A. Graham, Adm'r. etc. of the estate of Martha Emma Elson Freshwater, deceased. Meeting:

In obedience to an order and decree of the Probate Court within and for said County made this day in a certain cause, wherein you as Administrator are Plaintiff and Mary Marshall et al. are Defendants, you are commanded to proceed according to law, to sell at private sale for not less than \$3761.⁰⁰ the appraised value thereof free of the dower of David W. Freshwater, widower of Martha Emma Elson Freshwater, deceased, the following described premises, to wit: Situated in the Township of Leesburg, County of Union, and State of Ohio, and bounded and described as follows: Part of Survey No. 5870, commencing at a stone in the south-east corner of said Survey No. 5870 and in the center of the Buckeye Gravel Road: thence S. 84 1/2° W. (corner corrected to the meridian) 88.80 poles to a stone corner to W. H. Bonnett's land: thence with this line N. 6 1/2° W. 72 poles; thence east and parallel with the south line of said Survey 88.80 poles to the center of the Buckeye Gravel Road: thence with the center of said Road 72 poles to the place of beginning, containing by estimation, forty acres of land, being forty acres off from the south side of the tract of land of 71 3/4 acres conveyed by Lewis S. Bonnett, to Samuel N. Hammer and Willis P. Hammer, his wife, by deed bearing date Janr. 25th 1883, and recorded in Vol. 56, Page 121, Union County, Ohio, Records of Deeds, and less 2.39 acres sold to Frank W. Freshwater and Anna B. Freshwater, his wife, by deed April 5th, 1895. See Vol. 75, page 1.

Said sale to be free of the dower of David W. Freshwater, and to be upon the following terms: Cash on day of sale.

You will make return of your proceedings to this

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 my sig
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Final Record, Union County Probate Court

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Court, for its wish upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 6th day of April, 1922. H. H. Husted Probate Judge

Return

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 6th day of April, 1922.

Urban A. Graham, Adm'r.

9768

Report of Sale.

In obedience to the within order, I sold said premises on the 13th day of April, 1922, to Frank W. Freshwater, for the sum of thirty seven hundred and sixty one (\$3761.⁰⁰) dollars, said sum being the appraised value of the same.

Urban A. Graham, Adm'r-etc.

Dated the 6th day of April, 1922.

9768

The State of Ohio, Union County.

The above named Urban A. Graham, Adm'r, being duly sworn, says, that the best price sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

Urban A. Graham, Adm'r.

Sworn to before me and signed in my presence this 6th day of April, 1922.

H. H. Husted Probate Judge

9768

Journal Entry; Probate Court, Union County, Ohio.

Urban A. Graham, Adm'r.

Thursday, April, 13 - 1922.

with Will annexed, of estate of

Petition To Sell Real Estate

Martha Emma Elsom Freshwater, Dec'd

Plaintiff

Orders Approving and Confirming Sale.

Mary Marshall, et al. Defendants.

This day this cause coming on to be heard on the report of Urban A. Graham, Adm'r, with the Will annexed of the estate, of Martha Emma Elsom Freshwater deceased, of his proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Martha Emma Elsom Freshwater, deceased, in said real

9768

real estate, to the purchaser Frank W. Freshwater, upon the purchaser paying cash on day of sale.

It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$... within ten days.

W. H. Husted, Probate Judge.

9768

Legal Notice.

State of Ohio, Union County, ss. Personally appeared before me W. Ballouay and made solemn oath, that the notice, a copy of which is hereto attached was published for 6 consecutive weeks on and next after Feb 3-1922, in the Union County Journal a newspaper of general circulation in county aforesaid.

W. Ballouay.

known to before me and signed in my presence this 16-day of May, A. D. 1922. Printer's fees \$ 27.30 J. B. Garner.

9768

Notice of Publication.

In the Probate Court, Union County, Ohio, vs. 9768.

Urban A. Graham, admr. with the will annexed of the estate of Martha Emma Elson Freshwater, plaintiff, against Mary Marshall, et al. defendants. Mary Marshall, Robert Marshall, Edith Marshall, Elmer Marshall, and James Marshall, whose residence is at "2218 Prairie Avenue, Houston, in the State of Texas, will take notice that Urban A. Graham, admr. with the will annexed, of the estate of Martha Emma Elson Freshwater, deceased, on the 31 day of January, 1922, filed his petition in the Probate Court of Union County, Ohio, alleging that the personal estate of said decedent is insufficient to pay her debts, legacies, devises, and charges of administration; that she died seized in fee-simple of the following described real estate, to-wit:

Situated in the Township of Leetown, County of Union, and State of Ohio, and bounded and described as follows: Part of Survey No. 5870, commencing at a stone in the south-east corner of said Survey No. 5870 and in the center of the Buckeye Grand Road; thence S. 84 1/2° W. (corners corrected to the meridian) 88.80 poles to a stone corner to W. H. Bonnett's land; thence with his line, N. 5 1/4° W. 72 poles; thence east and parallel with the south line of said Survey 88.80 poles to the center of the Buckeye Grand Road; thence with the center of said Road 72 poles to the place of beginning, containing by estimation, Forty acres of land, being forty acres off from the south side of the tract of land, of 71 3/4 acres conveyed by Lewis S. Bonnett to Samuel P. Garner and Willis P. Garner his wife by deed bearing date June 25-1883 and recorded in vol. 56, Page 121, Union County (Ohio) Record of Deeds and hereinafter sold to Frank W. Freshwater and Anna B. Freshwater, his wife, by deed April 5-1895. See vol. 75 Page 1.

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Filed Feb. 9-1922 Edward H. Porter Attorney.

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The... and of... of Uni... due fr... near... tration... and F... personal... bring... afores... Abbie... describ... State of... Trinity... servitee... Sulliv... eated... Book... that T... the me... having... Abbie... defend... terms... Abbie... that... V. Gib...

Final Record, Union County Probate Court

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The prayer of the petition is that said property be sold to pay the debts and charges aforesaid, said Mary Marshall, Robert Marshall, Edith Marshall, Elsie Marshall, and James Marshall, are hereby notified that they have been made parties defendant to said petition and that they are required to answer the same on or before Saturday, the 15th day of March, 1922.

Urban A. Graham, Adm'r. etc.

of the estate of Martha Emma Elsom Freshwater, Deceased.
Edward W. Porter, Attorney. 2-3-10-17-24

9781

Petition for Sale of Real Estate to Pay Debts.

Probate Court, Union County, Ohio.

Filed

Feb. 9-1922

Edward W. Porter
Attorney.

Lora V. Gibson, Executrix,
of the estate of
Abbie Bayley, deceased.
Plaintiff.

No. 9781

Civil action.
Petition to Sell Real Estate.

Lora V. Gibson, Mary E. Cardwell,
and Helen M. Gibson, Adminors.
Defendants.

The Plaintiff represents that she is the duly appointed and qualified executrix of the estate of Abbie A. Bayley, late of Union County, Ohio, deceased; that the amount of debts due from the deceased is Six Hundred (\$600.00) Dollars, so near as can be ascertained, that the charges of administration of said estate will amount to about One Hundred and Fifty (\$150.00) Dollars; and that the total value of the personal estate and effects of said deceased is but - nothing bring wholly insufficient to pay the debts and costs aforesaid. The plaintiff further represents that said Abbie A. Bayley died seized in fee simple of the following described real estate, situate in the County of Franklin and State of Ohio to wit: Being lot number one hundred and twenty six, (126) of Highland Park Subdivision of lots Seventeen and Eighteen of Plat B. of Partition of William S. Sullivants Estate, as the same is numbered and delineated upon the recorded Plat thereof, of record in Plat Book Four Page, 320; Recorder's office, Franklin County, Ohio, that the defendants Lora V. Gibson, and Mary E. Cardwell, are the only next of kin and heirs at law of said decedent, having the next estate of inheritance from said Abbie A. Bayley, deceased, in said premises; that the defendant Helen M. Gibson, is a legatee under the terms of the Last Will and Testament of said Abbie A. Bayley, deceased. The Plaintiff therefore prays that the rights, interests and heirs of the said Lora V. Gibson, and, Mary E. Cardwell, and Helen M. Gibson

Final Record, Union County Probate Court

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minor, as aforesaid, may be fully determined, adjusted and protected according to equity, and that your petitioner may be authorized and ordered to sell said real estate free of doubt according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

The State of Ohio Union County, ss.

Lora V. Gibson, the within named Plaintiff, being duly sworn, say that the various matters and things set forth in said petition are true, to the best of his knowledge and belief.

Lora V. Gibson, Executrix.

Done to before me and signed in my presence, this 9th day of February, 1922.

Edward H. Porter, Notary Public
Probate Court, Union County, Ohio
No. 9781

Lora V. Gibson, as admx.
of the Estate of
Abbie A. Baxley, deced.
Plaintiff

Civil Action.
Petition To Sell Real Estate

Lora V. Gibson, Mary E.
Cardwell, and
Helen M. Gibson, a minor.
Defendants.

Prarifer
To the Probate Judge:
Issue summons for said

Helen M. Gibson, minor, making service of this summons upon said minor, and also upon the guardian or father, or if neither guardian nor father can be found, then upon the mother, or the person having the care of said minor, or with whom she lives, showing that on the 9th day of February, 1922, plaintiff filed her petition herein, asking for power to sell land to pay debts, directed to Lora V. Gibson, returnable according to law. Edward H. Porter, Plff. atty.

Journal Entry:
Lora V. Gibson, Executrix of
the estate of Abbie A. Baxley, deceased.
Plaintiff.

In the Probate Court of Union County, Ohio,
February, 9th 1922.
Case No. 9781
Journal Entry.

Lora V. Gibson, and Mary E. Cardwell,
and Helen M. Gibson, a minor.
Defendants.

Filing Petition To Sell
Real Estate.

This day came the Plaintiff Lora V. Gibson, Executrix of the estate of Abbie A. Baxley, deceased, and presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said Abbie A. Baxley, deceased, to pay the debts, and the costs of administering the estate, of the said decedent, whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency and prayer, of the said

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petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued. W. H. Busted, Probate Judge.

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County, ss. To Cora V. Gibson you are hereby commanded to notify Helen M. Gibson, a minor, making service of this summons upon said minor and also upon the guardian, or father, or if neither guardian nor father can be found, then upon the mother, or the person having the care of said minor, or with whom she lives; that on the 9th day of February, A. D. 1922: Cora V. Gibson, Executrix of the estate of Abbie A. Bayley, deceased, filed her petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts, and that unless they answer by the 11th day of March, 1922, said petition will be taken as true, and an order granted accordingly. The server will make due return of this writ on the 20th day of February, 1922. This writ to be served on each of said defendants, by copy personally. Witness my hand and the seal of said court, this 9th day of February 1922.

W. H. Busted, Probate Judge

Return of Service.

Received this writ on the 9th day of February, 1922, at One O'clock P. M. and on the days and in the manner hereinafter named, I served the same on the within named defendants viz: February 9th 1922 on Helen M. Gibson, minor as aforesaid, and there being no guardian, I also served, a true copy thereof, with all the endorsements upon her father, he also being the person having the care of said minor, and with whom she lives, personally. Cora V. Gibson.

The above named Cora V. Gibson, who has signed the same, being duly sworn says, the foregoing Return of Service, is true as she really believes. Shown to before me, and signed in my presence, this 20th day of February, 1922.

Edward W. Porter, Notary Public, Union Co., Ohio.

Witness

In the Probate Court of Union County, Ohio,

Cora V. Gibson, Executrix of
The Estate of Abbie A. Bayley, deceased, Petitioner To Sell Real Estate,
Plaintiff.
vs
Cora V. Gibson, and
Mary E. Cardwell, Defendants
The undersigned, parties defendant in the above

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Final Record, Union County Probate Court

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entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts. hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.
Cora V. Gibson, Mary E. Cardwell.

Journal Entry: Probate Court, Union County, Ohio, March 11th 1922
Cora V. Gibson, Executrix of
The estate of
Abbie A. Bayley, deceased;
Plaintiff
vs
Cora V. Gibson, et al. Defendants.

Journal Entry

Order for Appraisement

This day this cause came on to be heard upon the petition, proofs, and exhibits, the Court find that all the defendants have been duly served with process, or have voluntarily entered their appearance in the case; and that as set forth in the petition, it is necessary to sell the real estate therein described, to pay the debts of the said Abbie A. Bayley, deceased. And it is therefore ordered and adjudged by the Court that the said premises, be appraised free of down, by the oath of Frank Cussins, Marion H. Prior, and Geo. Schaefer, judicious and disinterested freeholders of the vicinity, whom the Court hereby appoint for that purpose, and that they return their proceedings to this Court for confirmation.

W. H. Heusted, Probate Judge.

Order of appraisement

The State of Ohio, Union County, ss. Probate Court,
To Cora V. Gibson, Executrix of the Estate of Abbie A. Bayley, dec'd,
Presenting:

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as Executrix of the estate of Abbie A. Bayley, deceased, are Plaintiff and Cora V. Gibson et al. are Defendants, you are commanded that by the oath of Frank Cussins, Marion H. Prior, and Geo. Schaefer, judicious, disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County, in which said real is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free of down, therein, to wit: Situate in the County of Franklin, State of Ohio; Being Lot Number One Hundred and Twenty-six, (126) of Highland Park, Subdivision of lots 17 and 18 of Plat B. of Partition of William S. Bullivant's estate, as the same is numbered and

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delineated upon the recorded Plat thereof, of record in Plat Book Four, Page 325. Recorder's office, Franklin Co., Ohio.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order, and leave you then and there this writ.

Witness my signature as Judge and Ex-officio Clerk of our said Probate Court and the seal of said Court, at Marysville, Ohio, this 11th day of March, 1922. W. H. Husted, Probate Judge

Return.

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 25th day of March, 1922.

Lora V. Gibson, Executrix.

Oath of Appraisers

The State of Ohio,

Union County, ss.

We, the undersigned appraisers, do make solemn oath, that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

Frank Cussins, Marion H. Prior, Geo. Schaper Appraisers-

Sworn to before me, and signed in my presence,

This 22nd day of March, 1922. Lora V. Gibson, Executrix.

Appraisers Return

In obedience to the foregoing order, after being first duly sworn and upon actual view, of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at 48 N. Park av., Columbus, O. Thirty Three Hundred ^{no} 00 Dollars, less 1/2 said down estate. Given under our hands, this 22nd day of March, 1922. Frank Cussins, Marion H. Prior, Geo. Schaper Appraisers

Application for appointment of Guardian ad litem.

Probate Court, Union County, Ohio,

Lora V. Gibson, Executrix,

March, 25th A. D. 1922.

of the Estate of
Abbie A. Bayley, deceased.
Plaintiff

Application for
Appointment of
Guardian ad litem

vs.

Lora V. Gibson et al. Defs.

To the Hon. W. H. Husted, Judge of said Court:

The undersigned Lora V. Gibson, Executrix of the estate of Abbie A. Bayley, deceased, makes application for the appointment of a Guardian ad litem for the minor defendants in the above entitled case.

The defendant Helen M. Gibson, a minor under the age of 14 years of age, and has been duly

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second with summons herein. The undersigned suggests that Adele M. Cheney, who is a suitable person be appointed as such Guardian ad litem. Respy. Cora V. Gibson.

Journal Entry: an appointment of Guardian ad litem. Probate Court, Union County, O. March 25th 1922.

Cora V. Gibson, Executor,
of the estate of
Abbie A. Bayly, deceased.
Plaintiff.

vs.
Appointment of Guardian ad litem.

Cora V. Gibson et. al. Defds.

This day Cora V. Gibson, executrix of the estate of Abbie A. Bayly, deceased, appeared in open court, and made application for the appointment of a Guardian ad litem for the minor defendants, in this case. and it appearing to the Court that the defendants Helen M. Gibson is a minor under the age of 14 years, and has been duly and legally served with summons herein, it is ordered that Adele M. Cheney be and she hereby is appointed Guardian for the suit for said minor defendants. And now comes the said Adele M. Cheney and in open court, accepts said appointment.

H. H. Husted, Probate Judge.

Answer of Guardian ad litem

Probate Court, Union County, Ohio.
vs.

Cora V. Gibson, Executrix
of the estate of
Abbie A. Bayly, deceased.
Plaintiff

Petition To Sell Real Estate

vs.

Answer of Minor Defendants

Cora V. Gibson, et al. Defendants.

and now comes the said Helen M. Gibson the minor defendant to the petition in said cause by Adele M. Cheney her Guardian ad litem heretofore appointed in said cause by said Court, and for answer to said petition deny all the material allegations therein contained, prejudicial to said minor defendant; and further say, that she is of tender years and not acquainted with the law in such cases. She therefore prays the Court to protect her rights in this cause, and for such relief as may be just. Helen M. Gibson

By Adele M. Cheney, Edu. ad litem,

Application To Sell Real Estate at Private Sale

Probate Court Union County, Ohio.
vs.

Cora V. Gibson, Executrix,
of the estate of
Abbie A. Bayly, deceased.
Plaintiff

Petition To Sell Real Estate.

vs.

Cora V. Gibson, et. al. Defds.

Application.

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Final Record, Union County Probate Court

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The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case, at private sale, for the following reasons:

- 1. Because it will bring the amount of the appraisement in full, whereas, if sold, at public sale, it might go for two-thirds of the appraisement.
- 2. Because it will save the expense of advertising.
- 3. Because it will save time.
- 4. Because a purchaser has already been procured, who will pay the full appraised value.

And she therefore asks for an order authorizing her to sell said real estate at private sale. Cora V. Gibson Ex. of the estate of Abbie A. Bayley, deceased.

The State of Ohio, Union County, ss

Cora V. Gibson being duly sworn, says that the various matters set forth in the foregoing application are true as she verily believes. Cora V. Gibson, Ex.

sworn to before me, and signed in my presence. This 25th day of March, 1922. Edward W. Porter, Notary Public, Minerva, Ohio.

Affidavit of Disinterested Person

The State of Ohio, Union County, ss.

W. C. Williamson, G. H. Temple and Lloyd H. Williamson being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale for the reasons given herein, as they verily believe. W. C. Williamson, G. H. Temple, Lloyd H. Williamson.

sworn to before me and signed in my presence. This 25th day of March, 1922. Edward W. Porter, Notary Public, Minerva, Ohio.

Journal Entry: In the Probate Court of Union County, Ohio, Cora V. Gibson, Executrix

of the Estate of Abbie A. Bayley, deceased, Plaintiff

March, 25th 1922. no. Journal Entry.

Cora V. Gibson, et al. Defendants.

Decree confirming appraisement and Ordering Sale

This day this cause came on further to be heard on the return of the plaintiff, of the appraisement herein, and it appearing to the Court that said appraisement heretofore ordered has been made and reported to this Court; and the Court having carefully examined the same, finds that said appraisement has been made, in all respects in con-

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fornity to law and the former order of this Court, the same is now here by the Court approved and confirmed.

The Court further find that the said plaintiff as such Executor, has given bond in sufficient amount with approved sureties, conditioned according to law. And this cause coming on further to be heard on the application of the plaintiff for an order to sell said real estate at private sale, and the same being submitted to the Court on the said application and the evidence adduced in support thereof; on consideration whereof the Court finds that it would be for the best interests of said estate and all parties interested therein that said real estate be sold at private sale.

It is thereupon by the Court ordered that said Cora V. Gibson, executrix, as aforesaid, proceed to advertise and sell the real estate aforesaid, free of down, at private sale, at not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale.

and further, it is by the Court ordered, that said plaintiff make due return of his proceedings herein forthwith upon compliance with the terms thereof.

H. H. Busted, Probate Judge.

Order of Sale. Free of Down.
Probate Court.

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The State of Ohio,
Union County.

To Cora V. Gibson, Executrix, of the estate of Abbas W. Baxley, deceased. Meeting.

In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Executrix of the estate of Abbas W. Baxley, deceased, are Plaintiff and Cora V. Gibson et al. are Defendants, you are commanded to proceed according to law, to sell at Private sale for not less than \$3,300.00 the appraised value thereof free of down. The following described premises to wit: Situated in the County of Franklin, in the City of Columbus and State of Ohio, and being Lot number One Hundred and Twenty-six (126) of Highland Park subdivision of Lots 17 and 18, of Plat B, of partition of William S. Sullivan's estate, as the same is numbered and delineated upon the recorded plat thereof, of Record in Plat Book Four, Page 325, Recorder's Office, in Columbus, Franklin County, Ohio.

Said Sale to be free of down, and to be upon the following terms: Cash in hand on day of sale. You will make of your proceedings to this Court, forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court at Mansfield, Ohio, this 12th day of April, A. D. 1925.
H. H. Busted, Probate Judge

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Return

To the Probate Court of, Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 12th day of April, 1922.

Cora V. Gibson, Executrix.

Report of Sale.

In obedience to the within order, I sold said premises, on the 12th day of April 1922 to William H. Bashell, for the sum of thirty three hundred (\$3300⁰⁰) Dollars, said sum being the appraised value of the same.

Cora V. Gibson, Executrix.

Dated the 12th day of April, 1922.

The State of Ohio, Union County,

The above named Cora V. Gibson, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property.

Cora V. Gibson, Executrix.

Sworn to before me and signed in my presence, this 12th day of April, 1922.

Edward H. Porter, Notary Public in and for Ohio.

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Journal Entry:
Cora V. Gibson, Executrix
of the Estate of
Abbie A. Bayley, deceased.

Probate Court, Union County, Ohio.

Wednesday, April 12th 1922.

Petition to Sell Real Estate.

vs
Cora V. Gibson, et al.
Defendants.

Orders approving and
confirming sale.

This day this cause coming on to be heard on the report of Cora V. Gibson, Executrix of the estate of Abbie A. Bayley, deceased, of her proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said petitioner execute a deed of all right, title and interest of the said Cora V. Gibson, as such Executrix of the Estate of Abbie A. Bayley, deceased, in said real estate, to the purchaser William H. Bashell, upon the said purchase price thereof in full.

It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at 7th - within ten days. W. H. Busted Probate Judge.

Final Record, Union County Probate Court

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Filed

Mar. 13-1922
W. H. Hinkley
attorney

W. C. Bailey, Administrator
of the estate of
Antie A. Bailey, deceased.
Plaintiff

E. D. Bailey,
Delmore Bailey, Dow Bailey,
Merril Bailey, Sean Bailey
and Katharine Bailey.
The Buckeye State Building ^{Wm. Lamb Co.}
Defendants.

The Plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Antie A. Bailey late of Union County, Ohio, deceased; that the amount of debts due from the deceased is four thousand (\$4000-) dollars as near as can be ascertained, that the charges of administration of said estate will amount to about one hundred dollars; and that the total value of the personal estate and effects of said deceased is but... nothing at all... no dollars, being wholly insufficient to pay the debts and costs aforesaid.

The plaintiff further represents that said Antie A. Bailey died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to wit: in Darby Township, Union County, Ohio, in the village of Unionville Center and in said Darby Township and in Survey # 5124 bounded and described as follows: Beginning at a stone and post at the South-east corner of lands conveyed by Moses P. Rice to Edson Perry, March 23 1881 (Vol. of Deeds # 49 page 305) and corner to lands owned by Marion Dockum; thence with the line dividing said land North 42° 15' West (passing a corner of the said Marion Dockum lands at 39.08 poles) whole distance 44.60 poles to a stake and post corner to James C. Robinson's land; thence with three consecutive lines of said land North 14° East 34.20 poles to a stake and post and thence North 46° 15' West 32.08 poles to a stone and thence North 45° 10' East 27.12 poles to a stone a corner to the said James C. Robinson's land in the center of the Unionville and Miford Grand Road; thence with three consecutive lines following the center of said Road, South 48° East 20 poles to a stake; and thence South 62° East 22.80 poles to a stake, and thence South 70° 45' East 7.24 poles to an iron pin in the center of said road and at the North West corner of a

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Final Record, Union County Probate Court

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lot of land conveyed by Phoebe H. Perry, and others to George M. Bailey, Nov. 27 - 1897. Thence with the west line of said lot South 19° West 14.12 poles to a post at the South West corner of said lot; thence with the southerly line of said lot and continuing with the southerly line of Lucy B. Gilliland's lot South 70° 45' East 156 feet to a stake at the South-East corner of Lucy B. Gilliland's lot in the West line of a lot formerly owned by A. J. Harper; thence with two consecutive lines of said lot of land South 19° West 1.21 poles to a post and stone and thence South 70° 45' East 6.40 poles to a post and stone, a corner to said lot in the West line of an alley; thence with said line South 19° West 18.12 poles to a post; thence South 66° 45' East 88/100 of a pole to a post; thence South 19° West 25.50 poles to the beginning.

Containing 20 acres or the same more or less, being same premises conveyed by John W. Robinson to Antie Bailey July 29 - 1916 See Vol. 111. Page 485 record of deeds.

Also the following: Lot in Unionville Center Ohio. Part of Survey # 5724 Beginning at a stake in the center of the Unionville and Milford Grant Road at the North-East corner of land conveyed by Phoebe H. Perry and others to George M. Bailey Nov. 27 - 1897. Thence with the East line of said lot South 19° West 14.12 poles to a post at the South-East corner of said lot in the line of Genie S. Watson's land. Thence with said line South 70° 45' East 84 feet to a stake a corner of said Genie S. Watson's land in the West line of a lot of land formerly owned by A. J. Harper; thence with said line North 19° East 14.12 poles to a stake at the North-East corner of said A. J. Harper's lot and in the center of the Unionville and Milford Center Pike an Iron Pin or Bar brass South 19° West about 36 feet. Thence with the center of said Road North 70° 45' West 84 feet to the beginning. Containing 40/100 of an acre or the same more or less, conveyed by Genie S. Watson to

Antie Ann Bailey, Feb 5 - 1910 See Vol. 100 page 300 record of deeds. (The said decedent died leaving the defendant, E. D. Bailey her widow, who is entitled to dower in said premises; that the defendants Dillmon Bailey (aged 12), Dow Bailey (aged 11), Mervil Bailey (aged 8), Gerow Bailey (aged 6) and Katherine Bailey (aged 4) are the only children of said Antie A. Bailey of said decedent, having the next estate of inheritance from said Antie A. Bailey, deceased, in said premises; that the Defendants The Buckeye State Building and Loan Co., of 22 W. Gay St. Columbus, O. The Plaintiff therefore prays that the dower of said E. D. Bailey in said

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Final Record, Union County Probate Court

9805 premises may be assigned and set off to him; that the rights, interests and claims of the said Delmore Bailey, Don Bailey, Merrill Bailey, Gean Bailey, and Katherine Bailey, The Bankers State Building and Loan Co. may be fully determined, adjusted and protected according to equity, and that your petitioners may be authorized and ordered, to sell said real estate, at private sale free of said down, according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

9805 The State of Ohio, Union County, ss.
 C. O. Bailey the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief.

Done to before me and signed in my presence this 13-day of March, 1922.

W. H. Husted, Probate Judge.

9805

C. O. Bailey, admr. of
 The Estate of
 Antis A. Bailey deceased.
 Plaintiff
 against

Probate Court Union County, Ohio.
 no. 9805
 Civil action,
 Petition To Sell Real Estate.

E. D. Bailey et al. Defendants.

Prarifer
 To the Probate Judge:

Issue summons for said Delmore Bailey, Don Bailey Merrill Bailey, Gean Bailey and Katherine Bailey minors and to E. D. Bailey their father in whose care they are Defendants directed to C. O. Bailey, of said County, returnable according to law.

John H. Kinkade, Plaintiff's atty.

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Journal Entry:
 C. O. Bailey, Admr. of the
 Estate of Antis A. Bailey

In the Probate Court, of Union County, Ohio
 March, 13th 1922.
 Case no. 9805

vs. deceased Plaintiff
 E. D. Bailey, et al. Defendants.

Journal Entry.
 Filing Petition To Sell Real Estate.

This day came the Plaintiff C. O. Bailey, Administrator of the estate of Antis A. Bailey deceased, and presented to this Court, his petition, duly verified, praying an order for the sale of real estate of the said Antis A. Bailey, deceased, to pay the debts, and the costs of administering the estate of the said decedent.

Where upon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. H. Husted Probate Judge.

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Final Record, Union County Probate Court

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Summons on Petition to Sell Real Estate,
The State of Ohio, Union County. Probate Court.

To C. O. Bailey of said County:
You are commanded to notify E. D. Bailey and The Buckeye State Building and Loan Association. That on the 13th day of March, A. D. 1922. C. O. Bailey, administrator of the estate of Antie A. Bailey, deceased, filed his petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts and that unless they answer by the 15th day of April 1922, said petition will be taken as true, and an order granted accordingly. Said Sheriff will make due return of this writ on the 27th day of March, 1922.

Witness my hand and the seal of said Court, this 13th day of March, 1922. W. H. Husted, Probate Judge.

The State of Ohio, Union County.

I, John H. Hinkade, being duly sworn, say, that on the 27th day of March, 1922. I served this writ by mailing a copy thereof personally to the following named persons, to wit: The Buckeye State Building and Loan Association and, defendant has entered, appearance and filed answer setting up mortgage lien, John H. Hinkade, atty. sworn to before me this 24 day of March, 1922. W. H. Husted Probate Judge

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Summons on Petition to Sell Real Estate,
The State of Ohio, Union County, ss. To C. O. Bailey.

You are hereby commanded to notify Delmon Bailey, Don Bailey, Merrill Bailey, Sean Bailey, and Katherine Bailey minors, (with their father, E. D. Bailey) who are minors, making service of this summons, upon said minors, and also upon the guardian, or father, or if neither, guardian nor father can be found, then, upon the mother, or the person having the care of said minors, or, with whom they live; that on the 13th day of March, A. D. 1922, C. O. Bailey, admn. of the estate of Antie A. Bailey, decd, filed his petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts, and that unless they answer by the 15th day of April 1922, said petition will be taken as true, and an order granted accordingly.

The server will make due return of this writ on the 27th day of March, 1922.

This writ to be served on each of said defendants, by copy personally. Witness my hand and the seal of said Court, this 13th day of March, 1922.

Final Record, Union County Probate Court

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^{sworn} W. H. Husted, Probate Judge.

Return of Service

Received this writ on the 13th day of March, 1922, at 10 o'clock a.m. and on the days and in the manner hereinafter named. I served the same on the within named defendants viz: March 14th 1922, on Delmore Bailey, Don Bailey, Merrill Bailey, Sean Bailey, and Katharine Bailey, who are minors, by delivering to each of them a true copy hereof with all the indorsements thereon, and on the same day on E. D. Bailey the father of said minors live by delivering to said E. D. Bailey, a true copy hereof with all the indorsements thereon, said minors having no guardian and the mother being dead, they living with their father E. D. Bailey.

C. O. Bailey.
The above named C. O. Bailey who has signed the same, being duly sworn, says, the foregoing Return of Service is true as he really believes, sworn to before me and signed in my presence, this 24th day of March, 1922.

^{sworn} W. H. Husted, Probate Judge.

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Answer and Cross Petition of The Buckeye

State Building and Loan Company,
Probate Court, Union County, Ohio,
No. 9808

C. O. Bailey, Administrator
of the estate of
Antio A. Bailey, Deceased,
Plaintiff

Answer and Cross Petition of the
Buckeye State Building and Loan Company

E. D. Bailey et al, Defendants.

The Buckeye State Building and Loan Company is a Corporation duly organized and existing under the laws of Ohio, with its head quarters at Columbus, Franklin County, Ohio.

First Cause of Action.

On March, 10th 1917 Antio A. Bailey and Elton D. Bailey executed and delivered to this answering defendant their certain promissory note of which the following is a true and correct copy:-

\$ 1400.00.

Columbus, Ohio, March, 10th 1917

On or before five (5) years after date for value received, I, we or either of us, promise to pay to The Buckeye State Building and Loan Company of Columbus, Ohio, the sum of Seventeen Hundred and ⁰⁰/₁₀₀ Dollars with interest at the rate of five per cent per annum, payable semi annually on or before the 10th day of September and March of each year.

Payments of One Hundred Dollars, or more in addition to the interest may be made at any time and the same shall cease to bear interest on the day paid.

It is further understood and agreed that if this note be not paid when due or if any install-

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ment of interest hereon be not paid when due, or within thirty days thereafter; or if the maker hereof, or the owner of the real estate mortgaged to secure the repayment of this note with the interest hereon, or any one for them, fail to keep all taxes and assessments levied on said real estate paid, as they become due and payable; or fail to keep the premises so mortgaged insured in some reliable fire insurance company in the sum of not less than 2000. with a clause providing that the loss, if any, shall be payable to said company according to its mortgage interest; or fail to keep the buildings on the real estate mortgaged to secure this loan in good and proper repair; then and on such default in whole or in part, all the indebtedness so secured by such mortgage and owing on this note shall thereupon become due and payable, at the option of said company, or the legal owner thereof; and said company or owner may enforce the repayment of all said indebtedness, including all accrued interest and money expended for taxes, insurance and assessments as provided for in said mortgage according to law.

All of the principal of this note not paid when due and any installment of interest not paid when due shall draw interest at the rate of eight per cent per annum until paid. Antie A. Bailey, Elton D. Bailey.

This defendant is now the owner and holder of said note on which there is payable the sum of One Thousand Seven Hundred and One Dollars and Ninety eight cents (\$1701.98) with interest from March 15th 1922, as per the terms of said note; which said sum with said interest and costs this defendant claims, second cause of action:

The defendant adopts and makes a part of its second cause of action each and all of the allegations of its first cause of action, the same as if fully re-written herein, and further says that on March 10th 1917 Antie A. Bailey and Elton D. Bailey, her husband, executed and delivered to this answering defendant, their certain mortgage deed, thereby to it conveying the following real estate situated in the township of Darby County of Union in the State of Ohio, and described as follows: Being part of Survey no. 5124, bounded and described as follows: Beginning at a stone and post at the southeast corner of lands conveyed by Moses P. Rice to Edson Perry, March, 23, 1881 (vol. of Deeds no. 49 page 305) and a corner to lands owned by Marion Dockum; thence with the line dividing said lands North 72° 15' min. West (passing a corner of the said Marion Dockum lands at 39.08 poles); whole

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distance 44.60 poles to a stake and post a corner of James P. Robinson's land; thence with three consecutive lines of said land, north 14° east 34.20 poles to a stake and post and thence north 46° 15' west 32.88 poles to a stone and thence north 45° and 10 min. east 27.12 poles to a stone a corner to the said James P. Robinson's land in the center of the Unionville and Milford Branch Road; thence with three consecutive lines following the center of said Road, south 48° east 20 poles to a stake and thence south 62° east 27.80 poles to a stake and thence south 70° 45 min. east 7.24 poles to an iron pin in the center of said Road, at the north west corner of a lot of land conveyed by Phoebe H. Perry, and then to George W. Bailey, November 27th 1897. Thence with the west line of said lot south 19° west 14.12 poles to a post at the south west corner of said lot; thence with the southerly line of said lot and continuing with the southerly line of Lucy B. Richland's lot south 70° 45 min. east 15⁰⁰ feet to a stake at the south east corner of Lucy B. Richland's lot; in the west line of a lot of land formerly owned by A. J. Harper; thence with two consecutive lines of said lot of land, south 19° west 1.21 poles to a post and stone and thence south 70° 45 min. east 6.40 poles to a post and stone a corner to said lot of land formerly owned by A. J. Harper, in the west line of an alley; thence with said line south 19° west 18.12 poles to a post; thence south 66° 45 min. east ⁸/₁₀₀ poles to a post; thence south 19° west 20.50 poles to the beginning, containing twenty (20) acres of land, by the same (more or less).

Said mortgage is conditioned as follows:-

"Provided, nevertheless, and these presents are upon these conditions: That the said mortgagor has executed and delivered to the said mortgagee their one certain promissory note of even date herewith due as hereinafter mentioned and in amounts as follows:

\$1700.00 due on or before five years from the date hereof; Together with the interest thereon at the rate of 5¹/₂ percent per annum, payable semi-annually on or before the 10th day of September and March of each year. That if said note be not paid when due or if any installment of interest thereon be not paid when due, or within thirty days thereafter, then all of said note, together with all accrued interest thereon shall thereupon become due and payable at the option of the owner of said note and mortgage. That the said mortgagors further agree as follows: to pay all taxes, assessments and other charges that may be assessed against the property herein conveyed promptly as they

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become due and payable: to keep the building on the real estate hereby mortgaged in good and proper repair: to keep said property insured in some responsible fire insurance company satisfactory to said mortgagor in a sum of not less than \$2000. with the loss, if any, payable to said mortgagor as its mortgage interest may appear: and to leave said policy of insurance in the possession of said mortgagor until this mortgage is fully paid. That if the said mortgagors, their heirs or assigns, shall fail to pay promptly as they or it/they become due, and payable, said taxes, insurance assessments or other charges, that may be levied against said property, the said mortgagor may pay the same, which sums so paid shall be charged against the said mortgagors, and bear interest from date of payment thereof at eight per cent per annum, payable semi-annually, and be a lien upon the property herein conveyed and be secured by this mortgage as a part of the consideration hereof: and on such default for thirty days, or if said buildings be not kept in good and proper repair, all the money secured by this mortgage shall thereupon become due and payable. Now if the said mortgagors shall pay to said Company, its successors, or assigns, the said sums of money when due, as provided for in said note and shall faithfully keep each and all of the above stipulated conditions, then these presents shall be void. Said mortgage was filed for record with the Recorder of said County on March 10-1917 at 11:10 o'clock a.m. and was thereafter by him recorded in Book 78 page 69 of the Mortgage Records of said County, and is now the first and best lien on the said real estate. This defendant prays that upon a sale of said real estate its rights herein may be protected: its said mortgage declared to be the first and best lien on said real estate, its said claim first paid out of the proceeds of any sale of said real estate, and that it may have all other relief, to which it is entitled either in law or in equity.

Wilson and Rector, Attys. for the

Buckeye State Building and Loan Company.

State of Ohio, Franklin County ss.

Fred C. Rector, being first duly sworn, says he is one of the duly authorized attorneys of the Buckeye State Building and Loan Company, a Corporation, and that the facts stated and allegations made in the foregoing answer and cross-petition

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Final Record, Union County Probate Court

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 as true as the balance. Fred L. Pector.
 known to be true and subscribed in my presence this
 15th day of March, 1922. *Ray H. Poppleton*, Notary Public
 (Tax free)

9808 Application for Appointment of Guardian ad Litem.
 Probate Court, Union County, Ohio.
 Application.

C. O. Bailey, Adm. of
 the Estate of
 Antia A. Bailey, deceased.
 Plaintiff.

vs.
 E. D. Bailey, et al. Defendants.

To the Hon. H. H. Keated, Judge of said Court.

The undersigned C. O. Bailey the Plaintiff herein makes applica-
 tion for the appointment of a Guardian ad litem for the
 minor defendants in the above entitled case. The
 defendants Delmon Bailey age 12, Don Bailey, age 11, Merrill
 Bailey age 8, Gean Bailey age 6 and Katherine Bailey age
 4 yrs. are under the age of 14 years and have been duly
 served with summons herein. The undersigned sug-
 gests that Milo L. Myers who is a suitable person be
 appointed as such Guardian ad litem.

Respectfully, C. O. Bailey by,
 John H. Kinkadee, atty.

9808 Answer of Guardian ad Litem.
 Probate Court, Union County, Ohio
 no. 9808

C. O. Bailey, Adm. of the
 estate of Antia A. Bailey, deceased.
 Plaintiff.

vs.
 E. D. Bailey, et al. Defendants. Answer of minor Defendants.

And now come the said Milo L. Myers, Guardian ad
 litem for Delmon Bailey, Don Bailey, Merrill Bailey, Gean Bailey
 and Katherine Bailey the minor defendants to the
 petition in said cause by Milo L. Myers, their Guardian
 ad litem, heretofore appointed in said cause by said Court,
 and for answer to said petition, deny all the material
 allegations therein contained, prejudicial to said minor
 defendants; and further say, that they are of tender years
 and not acquainted with the law in such cases.

They therefore pray the Court to protect their rights in
 this cause, and for such relief as may be just.

Delmon Bailey, Don Bailey, Merrill Bailey, Gean Bailey,
 Katherine Bailey. By Milo L. Myers, Guardian ad litem.

Answer of Widows
 In the Probate Court, of Union County, Ohio,
 C. O. Bailey, adm.
 of the Estate of
 Antia A. Bailey, dec'd Plaintiff

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v.
E.D. Bailey, et al. Defendants.

no. 9805

Answer of widow
Proceedings To Sell Real Estate.

And now comes E.D. Bailey, one of the defendants in the above entitled cause and voluntarily enters his appearance herein, and for his answer to the petition in this case filed, says: that he is the widow of said Antio A. Bailey deceased, and as such is entitled to dower in the premises described in said petition; that his age is 32 years; that he consents to the sale of the real estate of said decedent, as prayed for, and that she waives the assignment of his dower in said premises by metes and bounds or in rents and profits; and asks the court that said premises may be sold free from his dower estate therein and that the value of such dower estate may be allowed and paid him in money out of the proceeds of such sale, as the Court may deem reasonable.

E. D. Bailey.

The State of Ohio, Union County, ss.

E. D. Bailey being duly sworn, makes oath that the facts stated in the foregoing answer are as he believes, true.

E. D. Bailey

Sworn to by said E. D. Bailey before me, and signed by him in my presence, this 24-day of March, A. D. 1922.

~~Test~~ H. H. Husted, Probate Judge

9805

Journal Entry: A p p t. of Guardian ad litem.

Probate Court, Union County, Ohio,

E. D. Bailey, Adm. of the estate of Antio A. Bailey, Decd. Plaintiff

March, 14th 1922.

no. 9805

Appointment of Guardian ad litem.

v.
E. D. Bailey, et al. Defendants.

This day E. D. Bailey the Plaintiff herein appeared in open court, and made application for the appointment of a Guardian ad litem, for the minor defendants in this case. And it appearing to the court that the defendant Delmore Bailey age 12. Don Bailey age 11. Merrill Bailey age 8. Leaw Bailey age 6. and Katherine Bailey age 4 years are minors, under the age of fourteen years, and have been duly and legally served with summons herein: it is ordered that Milo L. Myers, be and he hereby is appointed Guardian for the suit, for said minor defendants.

And now comes the said Milo L. Myers, and in open court accepts said appointment.

H. H. Husted,

Probate Judge

9808

Journal Entry: Confirming appraisement. Ordering sale.
Probate Court, Union County, Ohio.

C. O. Bailey, Admin. of
The Estate of
Antis A. Bailey, deceased
Plaintiff

No. 9808

Entry. Decree Confirming appraisement
and Ordering sale.

E. D. Bailey, et al. Defendants.

This cause coming on this day to be heard, upon the petition, of the Plaintiff, exhibits, and testimony, and upon the returns of the notices heretofore ordered and the answers of E. D. Bailey, widower, Milo L. Myers, Guardian ad litem of the minor defendants, and upon the application of the Plaintiff to sell the real estate at Private sale and the affidavits and testimony regarding the same, and upon the answer and cross-petition of The Buckeye State Building and Loan Company, and the Court being fully advised in the premises finds:

That all the defendants herein have been duly and legally served with process, and have been fully notified of the pendency and prayer of this petition, as prescribed by law, or have voluntarily entered their appearance herein. That the statements of said petition are true, and that the real estate described therein ought to be sold as prayed for in said petition.

That it would be for the advantage of said estate and said wards to have said real estate sold at private sale as prayed for in the application therefor.

That said E. D. Bailey, widower, of said Antis A. Bailey, is entitled to Dower in said real estate, that said E. D. Bailey, widower, claims, as in his answer herein set forth, assignment of his said dower in said premises, and desires that the same may be sold free and clear of his said dower, and that the Court set off to him, out of the proceeds of the sale of said premises, such sum of money as may be just and reasonable, in lieu of his said dower interest.

That said The Buckeye State Building and Loan Company, hold a mortgage on said real estate, for the sum of \$1701.98 with interest from March 15th 1922, which is the first and best lien upon said real estate, and is entitled to be first satisfied out of the proceeds of the sale of said real estate.

It is therefore ordered by the Court, that: An appraisement of said real estate having been heretofore made and contained in the inventory, that another appraisement be and hereby is dispensed with, and the same held as the lawful appraisement herein.

That the said Plaintiff as such administrator has given bond sufficient in amount with approved sureties, conditioned according to law. That the petitioned may sell said lands at private sale at

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Final Record, Union County Probate Court

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not less than the appraised value thereof for cash. For which order of sale shall issue accordingly.

W. H. Husted, Probate Judge.

9808

Application To Sell Real Estate at Private Sale.

Probate Court, Union County, Ohio.

L. O. Bailey, Administrator of the estate of

No. 9808

Petition To Sell Real Estate,

Antio A. Bailey, dec'd.

Plaintiff

E. D. Bailey, et al.

Defendants.

application.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: That he now has a bona-fide offer of cash, at the appraisement and that by accepting this would save the expense of public sale advertising auctioneer etc. besides that at public sale it might not bring more than two-thirds of the appraisement.

And, he therefore asks for an order authorizing him to sell said real estate at private sale.

L. O. Bailey, adm. of est. of Antio A. Bailey, dec'd. The State of Ohio, Union County, ss.

L. O. Bailey being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes.

L. O. Bailey, sworn to before me and signed in my presence, this 20th day of April, 1922.

W. H. Husted, Probate Judge. Affidavit of Disinterested Persons.

9808

The State of Ohio, Union County, ss.

L. O. Mapes, J. R. Woods and Walter Clark, being duly sworn, says that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale for the reasons given. That more money will be realized for the estate in this way as well as a considerable saving in expenses, as they verily believe.

L. O. Mapes, J. R. Woods, Walter Clark.

Sworn to before me and signed in my presence, this 20th day of April, 1922.

John H. Hinkade, Notary Public. Order of Sale, free of duty

9808

The State of Ohio, Union County, ss.

Probate Court,

To L. O. Bailey, Admin. of the estate of Antio A. Bailey, dec'd.

Greeting: In obedience to an order and decree of the Probate Court, within and for

Final Record, Union County Probate Court

9808

said County made this day, in a certain cause, wherein you as Adm^r of the Estate of Antis A. Bailey, deceased, are Plaintiff and E. D. Bailey et al. are Defendants, you are commanded to proceed according to law to sell at Private Sale, for not less than the appraised value thereof free of the claim of E. D. Bailey, widower, of Antis A. Bailey, deceased, the following described premises, to-wit: Situate in the Village of Unionville Center, Darby Township, Union County, State of Ohio, Part of Survey # 5124: Beginning at a stone land post, at the South east corner of lands conveyed by Moses B. Rice to Edwin Perry, March, 23-1881 (vol. of deeds # 49 page 305) and corner to lands owned by Marion Dockum: thence with the line dividing said land North 72° 15' West (passing a corner of the said Marion Dockum's lands, at 39.08 poles) whole distance 44.60 poles to a stake and post corner to James C. Robinson's land: thence with three consecutive lines of said land North 14° East 34.20 poles, to a stake and post, and thence North 46° 15' West 32.08 poles to a stone, and thence North 45° 10' East 27.12 poles to a stone, a corner to the said James C. Robinson's lands in the center of the Unionville and Miford Grand Road: thence with three consecutive lines, following the center of Road: South 78° East 20 poles to a stake, and thence South 67° East 22.80 poles to a stake, and thence South 70° East 7.24 poles to an iron pin in the center of said Road and at the North-west corner of a lot of land conveyed by Pheta H. Perry and others to George W. Bailey, Nov. 27-1894: thence with the West line of said lot South 19° West 14.12 poles to a post, at the South-west corner of said lot: thence with the southerly line of said lot and continuing with the southerly line of Lucy B. Killlands lot South 70° 45' East 150 feet to a stake at the South east corner of Lucy B. Killlands lot, in the West line of a lot formerly owned by A. J. Harper: thence with two consecutive lines of said lot of land, South 19° West 1.21 poles to a post and stone and thence South 70° 45' East 6.40 poles to a post and stone a corner to said lot of land formerly owned by A. J. Harper, in the West line of an Alley: thence with said line South 19° West 18.12 poles to a post: thence South 66° 45' East 88/100 of a pole to a post: thence South 19° West 25.56 poles to the beginning, containing 20 acres, by the same more or less. Bring the same premises conveyed by John W. Robinson to Antis Bailey July, 29th 1916. See Vol. 111, page 485 record of deeds, Union County, Ohio. Also the following: 2nd Tract: Situate in the Village of Unionville Center, Darby Township, Union County, State of Ohio. Part of Survey # 5124.

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Beginning at a stake in the center of the Unionville and Milford gravel Road, at the North-east corner of land conveyed by Phelan H. Perry and others to George W. Bailey Nov. 27th 1897; thence with the East line of said Lot South 19° West 14.12 poles to a post at the South-east corner of said Lot in the line of Genie S. Watson's land; thence with said South 70° 45' East 84 feet to a stake, a corner of said Genie S. Watson's land; in the West line of a lot of land formerly owned by A. J. Kasper; thence with the said line North 19° East 14.12 poles to a stake, at the North-east corner of said A. J. Kasper's lot and in the center of the Unionville and Milford Centre Pike, an iron pin or bar brass South 19° West about 36 feet. Thence with the center of said Road North 70° 45' West 84 feet to the beginning.

Containing 45/100 of an acre to the said more or less. Being same premises conveyed by Genie S. Watson to Aunt's Anna Bailey February 5th 1915 see vol. 100 page 300 record deeds Union County, Ohio.

Said sale to be free of the claims of E. D. Bailey, widow, and to be upon the following terms: to wit Cash.

You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 20th day of April, 1922.

W. H. Husted, Probate Judge

Return

9808

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 20th day of April, 1922. C. O. Bailey, admr. of Est. of Aunt's Bailey, dec'd.

Report of Sale

9808

In obedience to the within order, I sold said premises on the 20th day of April 1922, to E. D. Bailey for the sum of thirty six hundred twenty-five (\$3625.00) Dollars - said sum being the appraised value of the same.

C. O. Bailey

9808

The State of Ohio Union County, ss.

The above named C. O. Bailey being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

C. O. Bailey

Sworn to before me and signed in my presence, this 20th day of April, 1922.

W. H. Husted, Probate Judge

Final Record, Union County Probate Court

9808

Journal Entry: Probate Court, Union County, Ohio.

L.O. Bailey, Admin. of the Estate of Antie A. Bailey, Deceased
vs Plaintiff

April 20th 1922

Petition to Sell Real Estate

E.D. Bailey, et al. Defendants. Order of Confirmation, Distribution, etc.

This day this cause came on to be heard on the report of L.O. Bailey, Admin. of the estate of Antie A. Bailey, deceased, of his proceeding under the former order of this Court, and upon the motion of said petitioner to confirm the sale made in obedience to said order; and the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made; it is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said petitioner execute a deed of all the right title and interest of the said Antie A. Bailey, deceased, in said real estate, to the purchaser E. D. Bailey upon the said purchaser pay the cash therefor to wit \$3625.⁰⁰

And now this cause coming on further to be heard upon the pleadings herein and upon the motion to distribute the proceeds of the sale, amounting to the sum of three thousand six hundred twenty-five Dollars; and the said E. D. Bailey widow having by answer herein, waived the assignment of dower in said premises, by metes and bounds, or in rents and profits, and asked that the value of such dower be allowed and paid him out of the proceeds of said sale; the Court finds the just and reasonable value of his dower estate interest in said real estate to be the sum of nine hundred thirty-two and ⁰⁹/₁₀₀ Dollars.

The Court finds that there is due the said The Buckeye State Building and Loan Co., upon the note set forth in its answer and cross petition from the estate of said Antie A. Bailey, the sum of One thousand seven and one dollar and ninety-eight cents with interest from March 15th 1922, that the said Antie A. Bailey and her husband, E. D. Bailey to secure the payment of said promissory note, gave a mortgage upon the premises in the petition described, which was a valid and subsisting lien upon said premises, and now upon the fund in the hands of said Administrator arising from the sale of said premises.

It is ordered that an entry of release and satisfaction of said mortgage lien be entered of record in the office of the recorder of Union County, Ohio, according to law. It is further ordered that said Administrator out of the money in his hands pay: First to the Treasurer of this County the sum of \$ - - being the taxes, penalty and

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Final Record, Union County Probate Court

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interest thereon, against said property, second: The costs and expenses incurred in the sale of said property, including an attorney fee of \$500 to John H. Kirkadr, Third To E. D. Bailey, Widower, the sum of \$932.09, which the court finds to be the value of his dower estate interest in said premises. Fourth, To the Buckeye State Building and Loan Co. on the note and mortgage set forth and described in its answers and cross-petition herein, the sum of \$1701.98, which the court finds to be the amount due it. It is further ordered that the balance of said proceeds, amounting to the sum of \$----- be accounted for by the Admr. according to Law. And it is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein, taxed at \$--- out of the proceeds of said sale, within ten days.

W. H. Husted, Probate Judge.

9814
 Filed Mar 20
 1922
 Milo L. Myers
 Attorney

Petition To Sell Real Estate

In the Probate Court of Union County, Ohio,
 vs. 9814
 Petition To Sell Real Estate

Hester J. Staley, Guardian
 of Melvin Middleton,
 Incompetent,
 Plaintiff.
 vs.
 Melvin Middleton, ^{and}
 Hester J. Staley,
 Defendants.

The plaintiff, Hester J. Staley represents that she is the duly appointed and qualified guardian of Melvin Middleton, an incompetent person, and who was 76 years of age on the 5th day of January, 1922, and that he resides with the plaintiff in the village of Richmond, Union County, Ohio, and that the said plaintiff was appointed as such guardian by the Probate Court of said county on the 13th day of May, 1920, and is still acting as such guardian.

That the said Melvin Middleton has no wife living and only one child living, a daughter, to wit: The plaintiff, the said Hester J. Staley, and he has no child or children deceased, that died leaving children.

That the said Melvin Middleton is the owner in fee simple of the west half of the following described real estate, situated in the county of Union, State of Ohio, and in the Township of York and a part of Survey No. 3469, and a part of Lot No. 4, of the sub-division of said Survey: to wit: Beginning at the north-

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west corner of said Lot No. 4. and about 75-poles south-west from the north-west corner of Lot No. 1 in said original Survey No. 3469. Thence S. 83° E. 129 poles to a stake; thence S. 7° W. 129 poles. Thence N. 83° W. 129 poles; thence N. 7° E. 125 poles to the place of beginning, containing 100 $\frac{1}{2}$ acres, more or less, being the whole amount of the above described premises. That the said Melvin Middleton has a down interest in the undivided one-half of 50 acres off of the east side of the above described premises, and a down interest in a strip 30 feet wide by 60 rods long off of the north end of the west half of the above described premises, as the widow of his deceased wife, Keziah Middleton, who died on the 5th day of December, 1918, seized of said premises, that is the undivided one-half interest of said 50 acres off of the east side of said 100 $\frac{1}{2}$ acres, and said strip 30 feet wide by 60 rods long, and that the said Melvin Middleton is the owner of the remaining undivided one-half interest in said 50 acres and said strip. That the said plaintiff, Hester J. Staley, is the only child and heir at law of the said Keziah Middleton, deceased, and is the owner and entitled to the undivided one-half of said 50 acres off of the east side, and said strip 30 feet wide by 60 rods long, subject to the down interest as aforesaid of the said Melvin Middleton therein, which down interest has now been set off or assigned to him in severalty. That the income from said lands owned by and the down interest of the said Melvin Middleton in the remainder of said land herein described amounts to \$200- per annum, and that the said Melvin Middleton has no other income, excepting a pension of \$50.00 per month from the United States. All of which is inadequate to support and maintain him and pay the taxes, repairs and expenses on said real estate; that the sale of said land and interest therein is necessary for the maintenance, care and support of the said Melvin Middleton, and that it will be for the best interest of his estate, his heirs and those interested therein that the same be sold, and of the proceeds remaining be re-invested as the Court may hereafter order. And that his interest in the whole of said real estate is reasonably worth \$6500.00.

The plaintiff, Hester J. Staley, as the only child and heir at law of the said Keziah Middleton and the said Melvin Middleton the joint owners and owners in common of the east half of the above described premises of 100 $\frac{1}{2}$ acres and said strip 30 feet wide by 60 rods long, hereby in her own right consents to the

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sale of all of said premises in which she has an interest without a division thereof and as hereinafter prayed for. Wherefore, the plaintiff, Hester J. Staley, as guardian of Melvin Middleton, incompetent, asks that she may be ordered to sell the real estate herein described owned by the said Melvin Middleton, and to sell his dower interest in all the other premises herein described for such other and further relief in the premises as may be just and equitable.

Hester J. Staley Plaintiff, by Mrs. L. Myers, her atty.
State of Ohio, Union County, ss.

Hester J. Staley, being duly sworn, says that she is the plaintiff mentioned in the foregoing petition, and that the facts stated and the allegations made and contained therein are true as she believes.

Hester J. Staley.

Brought to before me and signed in my presence, this 20th day of March, 1922. ^{state} Mrs. L. Myers, Notary Public

Journal Entry: Orders fixing time of hearing and for notice, Probate Court, Union County, Ohio.

Hester J. Staley, Guardian of Melvin Middleton, Incompetent, Plaintiff

March, 20th 1922.
Petition to Sell Real Estate.

New Ward et al. Defendant. Order for Notice.

This day Hester J. Staley, Guardian of Melvin Middleton, appeared in open Court and filed her petition duly verified, asking for the sale of real estate therein described, belonging to her said Ward, Melvin Middleton. It is ordered that the time of hearing said petition be and hereby is fixed for the 3rd day of April, 1922, at one o'clock P.M.

It is further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition to be given to said Melvin Middleton her Ward, and to all persons entitled to the next estate of inheritance in such real estate Defendants; in writing to be served upon them personally, and by leaving copies thereof at the usual place of residence of each of those who can not be served personally ten days before said day of hearing, and this cause is continued.

H. H. Belmont, Probate Judge.

Notice to Defendants.

The State of Ohio, Union County, ss.

To Melvin Middleton, you are hereby notified, that on the 20th day of March, 1922, the undersigned as Guardian, filed in the Probate Court of Union County, Ohio, a petition the object and prayer of which is to procure said Court to order the sale of the Real Estate of the said Melvin Middleton situated in the County of Union, in the State of Ohio, and,

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9814

in the Township of York and described as follows, to-wit:
Being part of Survey # 3469 and a part of Lot No. 4. of the
sub-division thereof and Beginning at the north-west corner of
said Lot No. 4. and about 75 poles south-west from the
north-west corner of Lot No. 1. in the original survey # 3469:
thence S. 83° E. 129 poles to a stake: thence S. 7° W. 125 poles:
thence N. 83° W. 129 poles: thence S. 7° E. 125 poles to the place of
beginning. Containing 100 1/2 acres, more or less. Said
petition will be for hearing by said Court, on the 3-day of
April, 1922, at one o'clock P.M. at which time an order will
be asked, as prayed for in said petition.

Dated this 20th day of March, 1922. Hester J. Staley
Guardian of Melvin Middleton Incompetent.

The State of Ohio, Union County, ss.
I, Hester J. Staley, being duly sworn say, that on the 20th day
of March, 1922, I served this writ by delivering a true
copy thereof personally to the following named persons,
to-wit: Melvin Middleton. Hester J. Staley.

Sworn to before me and signed in my presence, this
20th day of March, 1922. Mand. Pagers, Notary Public.

In the Probate Court of Union County, Ohio,
Hester J. Staley, Guardian of Melvin Middleton Incompetent,
Petitioner vs. Plaintiff
Melvin Middleton, and Hester J. Staley Defendants.
warrant of Process and Consent to Sell.

Mr. The undersigned parties defendant in the above entitled
cause for the sale of Real Estate of the estate of said Decedent,
to pay debts, hereby waive service of process, and consent to
the sale of the Real Estate in said Petition mentioned, as
herein prayed for, and the statutory time for pleading is
hereby waived and we consent that said Petition may be
heard at such time as may be by the Court ordered.

Hester J. Staley, Melvin Middleton, By Hester J. Staley his Guardian.

Order for Appraisement.
Probate Court, Union County, Ohio,
April 4th 1922,
no. 9814 Journal Entry.

Hester J. Staley, Guardian of Melvin Middleton Incompetent,
vs. Plaintiff
Melvin Middleton et al. Defendants.
Order for Appraisement.
This day this cause came on to be heard upon the
petition, proofs, and exhibits the Court find that all the
defendants have been duly served with process, or have
voluntarily entered their appearances in the case; and
that as set forth in the petition, it is necessary to
sell the real estate therein described, and that it

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will be for the best interest of said estate and the parties interested therein to sell said real estate and the down interest of the said Melvin Middleton therein it is therefore ordered and adjudged by the Court that the said premises be appraised free of down, by the oaths of W. P. O'Brien, E. C. Reed and Eben W. Dillon judicious and disinterested freeholders of the vicinity, whom the Court hereby appoints for that purpose, and that they return their proceedings to this Court for confirmation. W. H. Busted, Probate Judge.

Order of appraisement

The State of Ohio, Union County, ss. Probate Court.

To Hester J. Staley, Greeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain case, wherein you as guardian of Melvin Middleton, are incompetent, as Plaintiff and Melvin Middleton et al. are Defendants, you are commanded that by the oaths of W. P. O'Brien, E. C. Reed, and Eben W. Dillon judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County, in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free from down,

the west half of the following described premises, to-wit: Situated in the County of Union, State of Ohio, and in the township of York, and as part of Survey No. 3469 and a part of Lot 4 of the sub-division of said survey, to-wit: Beginning at the north-west corner of said Lot No. 4, and about 75 poles south-west from the north-west corner of Lot No. 1, in said original Survey No. 3469: Thence S. 83° E. 129 poles to a stake; Thence S. 7° W. 125 poles; Thence N. 83° W. 129 poles; Thence N. 7° E. 120 poles to the place of beginning, containing 100 1/2 acres, more or less, being the whole amount of the above described premises.

Also, the down interest of the said Melvin Middleton in the 1/2 of east half of the above described premises, and his down interest in a strip of 30 feet wide by 60 rods long off of the north end of the West half of the above described premises.

Also, the undivided one-half of the east half of the above described 100 1/2 acres of land, and the undivided one-half of said strip 30 feet wide by 60 rods long off of the north end of the West half of said above described premises. You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 4th day of April, A. D. 1922. W. H. Busted, Probate Judge.

984

Return

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, dated the 4th day of April, 1922.

Hester J. Staley, Guardian.

Oath of appraisers.

The State of Ohio, Union County,

We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us in pursuance of the foregoing order. W.P.O'Brien, E.C.Reed, Eber N. Dillon & Appraisers.

Sworn to before me and signed in my presence, this 4th day of April, 1922. ^{State} Mand Payers, Notary Public

Appraisers Return

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we the undersigned appraisers, estimate the value of said real estate, as follows, to-wit:

50 acres in West half at \$ 92. ⁰⁰ per acre	\$ 4600. ⁰⁰
25 acres in East half at \$ 85. ⁰⁰ " "	2125. ⁰⁰
Douro and right of way at	275. ⁰⁰
Total, \$ 7000. ⁰⁰	

Given under our hands, this 4th day of April, 1922.

W.P.O'Brien, E.C.Reed, Eber N. Dillon, Appraisers.

Journal Entry, Orders approving appraisement and for Bonds Probate Court, Union County, Ohio.

Hester J. Staley, Edu. of
Melvin Middleton an incompetent, Plaintiff
vs
Melvin Middleton, et al Defendants, Orders for Bonds.

This day came the said Plaintiff, by her attorney, and produced to the Court, the report of an appraisement therein made by W.P.O'Brien, E.C.Reed and Eber N. Dillon in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said Hester J. Staley as such guardian execute within five days, to the State of Ohio, a bond with sufficient freehold sureties, to be approved by the Court, in the sum of Fourteen thousand and ^{no}/₁₀₀ Dollars, conditioned according to law, and this cause is continued.
H. H. Husted,
Probate Judge.

Application to Sell Real Estate at Private Sale,

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Final Record, Union County Probate Court

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Probate Court, Union County, Ohio,

Hester J. Staley, Esq. of
Melvin Middleton, my incompetent,
Plaintiff

no. 954

Petition to Sell Real Estate

Melvin Middleton, Defendants | application

The said Plaintiff represents that it would be for the best interest of the said Melvin Middleton to sell the real estate described in the petition in this case at private sale, for the following reasons:

First, that said real estate and said down interest can be sold forthwith for the appraised value thereof for cash, in full, in hand, on day of sale.

Second, that to sell at private sale will save expenses of a public sale, and time within which to sell.

Third, that the appraised value of said real estate and said down interest is all that said real estate is reasonably worth and she therefore

asks for an order authorizing her to sell said real estate at private sale. Hester J. Staley, Esq. of Melvin Middleton,

The State of Ohio, Union County, ss.

Hester J. Staley, being duly sworn, says that the various matters set forth in the foregoing application are true as she verily believes. Hester J. Staley.

Sworn to before me, and signed in my presence, this 4th day of April, 1922. ~~Wm~~ Mand Piers, Notary Public.

Affidavit of Disinterested Person

The State of Ohio, Union County, ss.

Frank B. Couster, and Ray G. Moss, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatsoever in the matters therein referred to, and, that it will be more for the interest of the said estate and parties interested therein to sell said real estate at private sale than at public sale, as they verily believe. Frank B. Couster, Ray G. Moss.

Sworn to before me and signed in my presence, this 4th day of April, 1922. ~~Wm~~ Mand Piers, Notary Public.

Guardian's Bond.

Know all men by these presents; that we Hester J. Staley, A. T. Staley, and Verne H. Harrison are held and firmly bound unto the State of Ohio, in the sum of Fourteen Thousand and ^{no}/₁₀₀ Dollars, for the payment of which we hereby, jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us, and dated at Mansfield, Ohio, this 4th day of April A.D. 1922. The condition of the above

obligation is such, that whereas, the above bound Hester J. Staley was heretofore duly appointed and qualified

the same proceedings

with that appraised value of the Appraisers. This 4th Public

first duly therein terminate

\$ 4600.00
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for Bonds County, Ohio, 1922, State

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be and other adian bond by the \$100 Dollars continued.

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by the Probate Court of Union County, Ohio, Guardian of Melvin Middleton, and whereas the said Hester J. Staley as such Guardian, has filed a petition in said Probate Court asking an order for the sale of certain real estate of said Ward, described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Seven thousand and ⁰⁰/₁₀₀ Dollars. And whereas, said Court on the 4th day of April, 1922, made an order requiring said Guardian to execute a bond according to the statute, in such cases made and provided, now of the said Hester J. Staley, as Guardian aforesaid, shall faithfully discharge her duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law. (Then this obligation to be void, otherwise to remain in full force. Hester J. Staley, A. T. Staley, Versus W. Harrison,

This bond approved in open Court, this 4th day of April 1922. W. H. Husted, Probate Judge

Journal Entry: Order approving Bond for Private Sale

Hester J. Staley, Guardian of Melvin Middleton, Incompetent, vs. Plaintiff
Melvin Middleton, deft.

Probate Court, Union County, Ohio, April, 4th 1922, Petition to sell Real Estate,

Order of Sale

This day this cause came on further to be heard, and it appearing to the Court, that the said Hester J. Staley the plaintiff above named has given bond as hereinafter ordered in the sum of fourteen thousand ⁰⁰/₁₀₀ Dollars, with A. T. Staley and Versus W. Harrison freeholders, as sureties, it is ordered that said bond be and hereby is approved. And it being made to appear to the Court, upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale, it is therefore further ordered that said Hester J. Staley as such Guardian proceed to sell said real estate and down interest therein at private sale, for not less than \$7000⁰⁰ the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale. And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

W. H. Husted Probate Judge

Order of Sale - free from Debt.

The State of Ohio, Union County, ss.

Probate Court,

To Hester J. Staley, Greeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein

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Final Record, Union County Probate Court

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you as guardian of Melvin Middleton are incompetent are Plaintiff and Melvin Middleton et al. are Defendants. you are commanded to proceed according to law. to sell at private sale for not less than \$7000- The appraised value thereof free from down, the west half of the following described premises, to wit: Situated in the county of Union, State of Ohio, and in the townships of York and a part of Surry No. 3469 and a part of Lot. 4. of the sub-division of said Surry, to wit: Beginning at the north-west corner of said Lot No. 4. and about 75-poles south west from the north west corner of Lot No. 1. in said original Surry No. 3469; Thence S. 83° E. 129 poles to a stake; Thence S. 7° N. 125 poles; Thence N. 83° W. 129 poles; Thence N. 7° E. 125-poles to the place of beginning, Containing 100 1/2 acs. more or less, being the whole amount of the above described premises.

Also, the down interest of the said Melvin Middleton in the 1/2 of east half of the above described premises, and his down interest in a strip of 30 feet wide by 60 rods off of the north end of the west half of the above described premises. Also the undivided one-half of the east half of the above described 100 1/2 acs. of land, and the undivided one-half of said strip 30 feet wide by 60 rods long off of the north end of the west half of said above described premises. Said Sale to be private and to be upon the following terms: Cash, in full, in hand, on day of sale.

You will make return of your proceedings to this Court, forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Marysville, Ohio this 4th day of April, 1922,

Hester J. Staley Probate Judge.
Return

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached.

Dated the 4 day of April, 1922. *Hester J. Staley*, Guardian

Report of Sale

In obedience to the within order, I sold said premises on the 4-day of April, 1922 to James L. Fawley and Bertha Fawley for the sum of Seven Thousand ^{and no/100} Dollars, said sum being the appraised value of the same. *Hester J. Staley*. Dated the 4 day of April 1922

The State of Ohio Union County.
The above named *Hester J. Staley* being duly sworn says that the sale above reported, has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property. *Hester J. Staley*, Guardian

Final Record, Union County Probate Court

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 Enrolled to before me, and signed in my presence, this 4th day of April, 1922.
 Journal Entry:
 Wester J. Staley, Esq. of
 Melvin Middleton, Inc. Plaintiff
 vs
 Melvin Middleton, Defendant
 Orders Approving and Confirming Sale
 Probate Court, Union County, Ohio.
 April 4th 1922
 Petition to Sell Real Estate

This day this cause coming on to be heard on the report of Wester J. Staley guardian of Melvin Middleton, an incompetent, of her proceedings and sale under the former order of this Court: and upon the motion of said petitioner to confirm the sale made in obedience to said order: the Court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Melvin Middleton in said real estate, to the purchaser James H. Farley and Bertha Farley, upon said purchaser pay to the said plaintiff as such guardian the purchase price thereof, in full, in the sum of \$7,000.⁰⁰. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$- within ten days.
 H. H. Husted, Probate Judge.

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 Filed.
 Dec. 24th
 1921.
 Edward W. Potter
 Attorney

Petition for Sale of Real Estate To Pay Debts.
 Probate Court, Union County, Ohio.
 no. 9740.
 Civil action,
 Petition To
 Sell Real Estate,
 vs.
 Addison D. Ritter, George Ritchard,
 L. L. Eddy, C. W. Boord, A. L. Ransoms,
 O. V. Park, and H. H. McDaniel, as
 Trustees of the First Baptist, of
 Richmond, Ohio, Defendants.

The Plaintiff represents that he is the duly appointed and qualified executor of the estate of Eli D. Ritter late of Union County, Ohio, deceased: that the amount of debts due from the deceased is Two Hundred Dollars as near as can be ascertained, that the charges of administration of said estate will amount to about One Hundred Dollars; and that the total value of the personal estate and effects of said deceased is but no dollars, being wholly insufficient to pay the debts and costs aforesaid. The plaintiff further

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Final Record, Union County Probate Court

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represents that said Eli D. Ritter, died seized in fee simple of the following described real estate, situate in the County of Union and State of Ohio, to-wit: In the village of Richmond, being all of In Lot No. Six Hundred (600) in Hyles Satins' First Addition to Richmond, the same conveyed by Alice Winters, and H. S. Winters to Clyde C. Cameron, on the 1st day of May, A. D. 1911, and duly recorded in the Record of Deeds of Union County, Ohio, as found in Vol. 106, Page 52.

The said decedent died leaving no widow, and said defendant, Addison D. Ritter, the only heir-at-law, and next of kin of said decedent, having the next estate of inheritance from said Eli D. Ritter, deceased, in said premises; that the Defendants Homer Pritchard, C. L. Eddy, C. M. Board, A. L. Ransome, O. V. Park, and, F. H. McDaniel are members of the Board of Trustees of the First Baptist Church, of Richmond, Ohio, and as such have an interest in the proceeds of the sale of the real estate herein, under the terms of the Last Will and Testament of said Eli D. Ritter, deceased.

The Plaintiff therefore prays that the rights, interests and liens of the said Addison D. Ritter, Homer Pritchard, C. L. Eddy, C. M. Board, A. L. Ransome, O. V. Park, and, F. H. McDaniel, may be fully determined, adjusted and protected according to equity, and that your petitioner may be authorized and ordered to sell said real estate free from down, according to the statute, in such cases made and provided, and for all other proper orders and relief in the premises.

Edward W. Porter, atty for plaintiff.

The State of Ohio, Union County, ss.

W. D. Harmon, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief.

W. D. Harmon, Executor as aforesaid, sworn to before me and signed in my presence, this 24th day of December, 1921. Edward W. Porter, Notary Public.

Journal Entry:
In the Probate Court of Union County, Ohio,
W. D. Harmon, Executor
of the Estate of
Eli D. Ritter, deced. Plaintiff.
v
Addison D. Ritter and others,
Defendants.

December, 24th 1921.
Case No.
Journal Entry
Filing Petition to Sell
Real Estate.

This day came the Plaintiff W. D. Harmon, Executor of the estate of Eli D. Ritter, deceased, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Eli D. Ritter, deceased, to pay the debts, and the costs of administering the estate, of the said decedent.

This 4th day
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whereupon, it is considered and ordered by this court that the said petition be filed, and that due and legal notice of the filing, judgment and prayer, of the said petition, and of all the things in which they are required by law to answer the same, be given to each of the said defendants, and this cause is continued. W. H. Busted, Probate Judge.

Waiver of Process.

In the Probate Court of Union County, Ohio.
No. 9740.

W. D. Barrman, Executor
of the Estate of

Eli D. Ritter, dec'd.
vs. Plaintiff
Addison W. Ritter, et al.
Defendants.

Petition to Sell Real Estate.

Waiver of Process, and
Consent to Sell

We the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Decedent to pay debts, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned as herein prayed for, and the statutory time for pendency is hereby waived and we consent that said Petition may be heard at such time as may be by the court ordered. A. W. Ritter, Homer Prichard, C. L. Eddy, C. M. Board, A. L. Ransom, O. V. Park, F. V. McDaniel.

Order for appraisement.

Probate Court, Union County, Ohio.

January 30th 1922.

No. 9740.

Journal Entry.

W. D. Barrman, Executor,
of the Estate of
Eli D. Ritter, deceased,
vs. Plaintiff

Addison D. Ritter,
Defendants.

Order for appraisement.

This day this cause came on to be heard upon the petition, proofs, and exhibits, the court find that all the defendants have been duly served with process, or have voluntarily entered their appearance in the case, and that as set forth in the petition, it is necessary to sell the real estate therein described to pay the debts of the said Eli D. Ritter, deceased. and it is therefore ordered and adjudged by the court, that the said premises be appraised for of value, by the oath of P. C. Peet, J. S. Kayay and Arthur Fisher, judicious and disinterested freeholders, of the vicinity, whom the court hereby appoint for that purpose, and that they return their proceedings to this court for confirmation.

W. H. Busted

Probate Judge.

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Order of Appraisement.

The State of Ohio, Union County, ss. Probate Court,
 To W. D. Harmon, Executor, of the Estate of Eli D. Ritter, decd.
 Greeting: In obedience to an order and decree
 of the Probate Court, within and for said County, made
 this day in an certain cause, wherein you as Executor
 of the estate of Eli Ritter, deceased, are Plaintiff and
 Addison W. Ritter et al. are Defendants, you are com-
 manded that by the oaths of R. C. Peet, J. S. Kayay, and
 Arthur Fletcher, judicious disinterested men of the vicinity
 not of kin to the petitioner, who are free holders of the County
 in which said real estate is situated, and upon actual
 view, you cause a just valuation and appraisement to be
 made according to law, of the following described
 premises, free of down, to wit: Situate in the County
 of Union, and in the village of Richmond, and State of Ohio:
 Being all of Tr lot No. six hundred (600) in Bygas
 Sabnis First Addition to Richmond, the same conveyed by
 Alice Winters and W. S. Winters to Clyde C. Cameron, on the
 1-day of May, A. D. 1911, and duly recorded in the Record
 of Deeds of Union County, Ohio, as found in Vol. 106
 Page, 52. You will make return of your pro-
 ceedings herein to our said Probate Court, forthwith upon
 execution of said order, and have you then and there
 the Wit Witness my signature as Judge and Ex-
 officio Clerk of our said Probate Court and the seal of
 said Court, at Marysville, Ohio, this 20-day of January,
 1922.

seal W. D. Harmon, Probate Judge.

Return.

To the Probate Court, Union County, Ohio:
 In obedience to the foregoing order, I have caused the
 same to be duly executed, as will fully appear by the
 proceedings hereto attached, Dated the 1-day of Feb. 1922.
 W. D. Harmon, Executor, as aforesaid.

Cath of Appraisers

The State of Ohio, Union County, ss.
 We, the undersigned, Appraisers, do make solemn
 oath that we will, upon actual view, honestly and
 impartially appraise the within described real estate at its
 fair cash value, and perform the duties required of us,
 in pursuance of the foregoing order.

Rott. Peet, J. S. Kayay, Arthur Fletcher Appraisers-
 sworn to before me, and signed in my presence, this
 1-day of February, 1922.
seal C. E. Kayay, Notary Public Mine Co., Ohio.

Appraisers Return

In obedience to the foregoing order, after being first
 duly sworn, and upon actual view of the premises,

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therein described, we the undersigned appraisers estimate the value of said real estate at three hundred and fifty Dollars. *Sum under my hands, this 1- day of February, 1922.* R. Peet, J. S. Kagay, Arthur Fletcher appraisers.
Fees of appraisers \$2- per day each.

W. D. Harmon, Executor of the estate of Eli. D. Ritter, deceased,
vs Plaintiff

Application to Sell Real Estate at Private Sale, Probate Court, Union County, Ohio, No. Petition to Sell Real Estate, application

Addison D Ritter, et al. Deft.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: 1. Because it will save the costs of advertising. 2. Because it must sell at as much as the appraisement at private sale, whereas it might go for two-thirds of the appraisement at public sale. 3. Because a purchaser has already been secured, if sold at private sale. and he therefore asks for an order authorizing him to sell said real estate at private sale.

And he therefore asks for an order authorizing him to sell said real estate at private sale. W. D. Harmon, Executor of the estate of Eli. D. Ritter, deceased.

The State of Ohio, Union County.

W. D. Harmon, being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes. W. D. Harmon.

Sworn to before me and signed in my presence, this 2- day of February, 1922. R. C. Peet, J. S. Kagay, Notary Public, Union County, Ohio. Affidavit of Disinterested Persons

The State of Ohio, Union County. R. C. Peet, J. S. Kagay, and Arthur Fletcher, being duly sworn, says that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale. Three hundred and fifty Dollars. as they verily believe.

R. C. Peet, J. S. Kagay, Arthur Fletcher

Sworn to before me and signed in my presence, this 2- day of February, 1922. R. C. Peet, Notary Public, Union County, Ohio. Journal entry: Order Approving Appraisement for Private Sale.

W. D. Harmon, Executor of the estate of Eli. D. Ritter, deceased, vs. Addison W Ritter, et al. Deft.

Probate Court, Union County, Ohio, Saturday, Feb. 11- 1922. Petition to Sell Real Estate, Order of Sale, etc.

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Handwritten notes on the right page, including words like "proc", "herein", "pur", "year", "respe", "sum", "Ar", "satis", "of sa", "peti", "that", "said", "not", "term", "petit", "med", "is c", "The", "To", "Gre", "of the", "this", "the", "D. R.", "proce", "not l", "per", "diti", "State", "pabi", "coun", "learn", "recor", "Ohio", "and", "day", "ings", "W.", "boun", "To st", "In", "the", "by t", "1922".

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This day came the said Plaintiff, by his attorney, and produced to the Court the report of an appraisement herein made by R. C. Peet, J. S. Nagay, and Arthur Fletcher, in pursuance of a former order of this Court, and it appearing upon examination that said report is in all respects regular and correct; it is ordered that the same be and hereby is approved and confirmed.

And it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered that said W. D. Harmon, as such executor, proceed to sell said real estate free from down, at private sale, for not less than the appraised value thereof, on the following terms, to-wit: Cash in hand on day of sale. and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

W. H. Husted, Probate Judge.

Order of Sale - Free from Down

The State of Ohio, Union County

Probate Court,

To W. D. Harmon, executor of the Estate of Eli D. Ritter, deceased, Greeting: In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you as Executor of the Estate of Eli D. Ritter, died and Plaintiff and addressee D. Ritter et. al. are Defendants, you are commanded to proceed according to law, to sell at Private sale, for not less than \$2500 the appraised value thereof free from down, the following described premises, to-wit: Situated in the Village of Richwood, County of Union, and State of Ohio, and being all of In-lot No 500 in Hylas Sabins First Addition to Richwood. The same conveyed by Alice Winters and W. S. Winters to Clyde C. Cameron, on the 1- day of May A. D. 1911. and duly recorded in the Recorder's office, at Marysville, Union County, Ohio, Vol. 156, Page, 5-2. Said sale to be free of down and to be upon the following terms: Cash in hand on day of sale. You will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 11- day of February, 1922

W. H. Husted, Probate Judge.

Return

To the Probate Court of Union County, Ohio: In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached Dated the 8- day of March 1922. W. D. Harmon, Ex. of estate of Eli D. Ritter.

9740

Report of Sale.

In obedience to the within order. I sold, said premises on the First day of March, 1922, to Andrew Dishmuntt for the sum of Three Hundred and Fifty Dollars, said sum being the appraised value of the same. W. D. Harmon, Ex-
Estate of Eli D. Ritter, deceased.

Dated the 8 day of March, 1922.

The State of Ohio, Union County.

The above named W. D. Harmon, Ex. of the estate of Eli D. Ritter, deceased being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and, that said sale is for the highest price he could get for said property.

W. D. Harmon, Ex. est. of Eli D. Ritter, dec'd.

Sworn to before me and signed in my presence, this 8 day of March, 1922.

Edward H. Porter, Notary Public, Union Co., O.

Journal Entry: Order approving and confirming sale,

Probate Court, Union County, Ohio.

Wednesday, March, 8th 1922.

Petition to Sell Real Estate.

W. D. Harmon, Executor,
of the Estate of
Eli D. Ritter, Deceased.

Plaintiff
Addison P. Ritter, et al.
Defendants.

Orders approving and
confirming sale.

This day this cause coming on to be heard on the report of W. D. Harmon, Executor of the estate of Eli D. Ritter deceased, of his proceedings and sale under the former order of this court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Eli D. Ritter, dec'd. in said real estate to the purchaser, Andrew Dishmuntt, upon the said purchaser paying the purchase price herein, cash in hand and in full.

It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$--- within ten days.

W. H. Husted, Probate Judge.

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Filed
March, 18th 1922.
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J. B. Kieckademon
Attorney

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Trustee's Petition To Sell Real Estate,

Filed

Probate Court, Union County, Ohio.

March 18th

Mary Bunsold, Trustee,

No. 9818.

1922.

of Frieda Middendorf, (a
non-resident minor),

Petition To Sell
Real Estate.

J. B. Kischaderson,
Attorney

Plaintiff

vs

Petitioner

Her said Ward,
Frieda Middendorf, et al,
Defendants.

The Plaintiff represents that she is the duly appointed and qualified Trustee of Frieda Middendorf of the age of ten years, on the 20th day of March, 1922, and residing with her father Albert Middendorf, at Jonesville, Indiana. That Albert Middendorf of Jonesville, Indiana, is her only next of kin and heir at law. That her Uncle and Aunts, on her mother's side by whom she has title are, Martin F. Bunsold, Ernest Bunsold, August Bunsold, Dora Bunsold, Meta Bunsold and Justus Bunsold, of Union County, Ohio, and John Bunsold of Denver, Colorado.

Petitioner

That the Grand-father of said Frieda Middendorf George Peter Bunsold, died April 2, 1916, seized of certain real estate herein described, an undivided 1/8 of which by law, and will descended to her mother Martha (Bunsold) Middendorf, that shortly after about Oct. 5th 1917, the said Martha Middendorf died intestate, seized of said undivided 1/8 of the real estate herein described, which then descended by law to her daughter the said Frieda Middendorf her only heir. That each and all the heirs of the Grand-father John Peter Bunsold, have by good and sufficient deeds of conveyance, conveyed their interest in the real estate herein described, to Justus Bunsold and August Bunsold, who each now hold in their own rights the undivided 7/8 of the real estate herein described, the said Frieda Middendorf holding the title to the other and remaining undivided 1/8 of said real estate, her father the said Albert Middendorf, having done therein, as the widow of said Martha Middendorf. That the said non-resident minor, said Frieda Middendorf, said Ward is the owner in fee simple of the undivided 1/8 of the following described real estate, situated in the County of Union State of Ohio, and in the Townships of Darby and Union Twp: 1st Part: Commencing at a stone in the center of the Marysville and London gravel road and in the South westerly line of Survey # 34 83; thence with the

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corner to the lands of Amos W. Baldwin; Thence with said Baldwin line north $33^{\circ} 25'$ west 41.56 poles to a stone; Thence north 58° east 31.50 poles to a stone; Thence north $34^{\circ} 15'$ west 41.56 poles to a stone; Thence south $60^{\circ} 30'$ west 24.24 poles to a stone; Thence north $30^{\circ} 55'$ west 33.26 poles to a stone in the southeasterly line of Martin Erick's land; Thence with said Erick line north $59^{\circ} 15'$ east 124.84 poles to a stone corner to John Martin Bunsold land; Thence with six consecutive lines of the said Bunsold land south $33^{\circ} 30'$ east (pole stone bars south $33^{\circ} 30'$ east 12 feet); Thence south $61^{\circ} 45'$ west 16.42 poles (stone bars south 53° east 15 feet); Thence south 2° west 16.30 poles; Thence south $39^{\circ} 15'$ east 28.48 poles (stone bars north $18^{\circ} 34'$ east); Thence north $59^{\circ} 15'$ east 8 poles (stone bars south 28' east 8 feet); Thence north $55^{\circ} 15'$ east 47.66 poles to a stone in the center of said Grand Road; Thence with the center of said grand road south $24^{\circ} 35'$ east 40.36 poles to the place of beginning.

Containing 84.75 acres more or less.
 Title to $\frac{1}{8}$ being in August Bunsold, undivided $\frac{1}{8}$ Frieda Middendorf
 4th tract: Being Tract 2 of August Bunsold land, situated in Darby Township, Union County, Ohio, being part of V. M. Surney # 3483 bounded and described as follows: Commencing at a stone in the center of the Marysville and London Grand Road and corner to Martin Erick land; Thence with the center of said Grand Road north $29^{\circ} 45'$ east 38.90 poles to a stone corner to Lane-way; Thence with the south line of said Lane-way south $57^{\circ} 25'$ east 49 poles to a stone corner to said Erick land; Thence with two consecutive lines of the said Erick land south $58^{\circ} 45'$ west 54.54 poles to a stone; Thence north $35^{\circ} 45'$ west 25 poles to the place of beginning.

Containing 10.20 acres more or less.
 Title to $\frac{1}{8}$ undivided being in August Bunsold, $\frac{1}{8}$ undivided in Frieda Middendorf. Being in the last two tracts (3 and 4) 94.95 acres more or less.

Or a total of 199.75 acres in the four tracts of which the said Frieda Middendorf has the title to the undivided $\frac{1}{8}$ part thereof, subject to the dower of her father Albert Middendorf therein. That no person at estate of any kind, bringing to said Frieda Middendorf, ever came to the possession or knowledge of the Plaintiff, that there is no personal estate of said Frieda Middendorf dependent upon the settlement of any decedent's estate or the execution of any trust, nor in expectancy. That said real estate above described is worth annually \$...

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That the Plaintiff has received no rents from said real estate. That the Plaintiff believes it will be for the interest of said minor said Frieda Middendorf to sell said interest in said real estate and reinvest the money arising therefrom in Bank Certificates of Deposit Government Bonds or mortgage loans. There are no liens upon said real estate to the knowledge of the Plaintiff that said Albert Middendorf has done therein as has been stated. The Plaintiff therefore prays: that said Frieda Middendorf, said Minor, and her father said Albert Middendorf, said Martin F. Bunsold, Ernest Bunsold, August Bunsold, Dora Bunsold, Meta Bunsold, Justus Bunsold, and John Bunsold, may be made Defendants to this petition, and notified of the pendency hereof, according to law. That doers be set off to said widow Albert Middendorf, and the rights of all the defendants be adjusted, if any, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed, and to reinvest the money arising therefrom as hereinbefore proposed, and for other proper relief.

Mary Bunsold.

The State of Ohio, Union County ss.

Mary Bunsold, being duly sworn, says that she is the Plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as she verily believes.

Mary Bunsold.

Known to before me and signed in my presence, this 18th day of March, 1922.

W. H. Huusted, Probate Judge
 Journal Entry: Orders Fixing Time of Hearing and for Notice,
 Probate Court, Union County, Ohio.

Mary Bunsold, Trustee
 of Frieda Middendorf, a
 non-resident Minor,
 Plaintiff

March, 18, 1922.
 Petition to Sell Real Estate

Her wards, et al.

Defendants.

Order for Notice.

This day Mary Bunsold, Trustee, of Frieda Middendorf a non-resident minor, appeared in open court, and filed her petition duly verified, asking for the sale of real estate therein described, belonging to her said ward said Frieda Middendorf. It is ordered that the time of hearing said petition be and hereby is fixed for the 17th day of April 1922, at 10 o'clock P. M. It is further ordered that said Trustee cause notice thereof, and of the filing and demand of said petition, to be given to said Frieda Middendorf, minor 10 years of age, her ward, and to Albert Middendorf husband of said ward's mother, Martha Middendorf, and to

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Martin F. Bunsold, Ernest Bunsold, August Bunsold, Dora Bunsold, Meta Bunsold, Justus Bunsold, and John Bunsold, are persons entitled to the next estate of inheritance in such real estate, Defendants; in writing to be served upon them personally and by leaving copies thereof at the usual place of residence of each of them who cannot be served personally, 15 days before said day of hearing, and this cause is continued.

H. K. Busted, Probate Judge.

Wainor.

In the Probate Court of Union County, Ohio.

Mary Bunsold, Trustee for Frieda Middelhof, a non-resident minor. Plaintiff vs. Frieda Middelhof et al. Deft. Consent to Sell.

No. 9818.

Petition to Sell Real Estate.

Wainor of Process and.

Consent to Sell.

We, the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said Frieda Middelhof, minor, to reinvest, hereby waive service of process and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

J. C. Bunsold.

Wainor.

In the Probate Court, of Union County, Ohio.

Mary Bunsold, Trustee of the Estate of Frieda Middelhof, non-resident minor. Plaintiff vs. Frieda Middelhof et al. Defendants.

No. 9818.

Petition to Sell Real Estate.

Wainor.

We, the undersigned, parties defendant, in the above entitled cause for the sale of Real Estate, of the estate of said Frieda Middelhof minor, to reinvest, hereby waive service of process and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Martin Bunsold, Ernest Bunsold, August Bunsold, Justus Bunsold, Dora Bunsold, Meta Bunsold.

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County.

Probate Court.

To Edward H. Middelhof.

You are hereby commanded to notify Frieda Middelhof who is a minor making service of this summons upon said minor, and also upon the

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guardian, or father, or if neither guardian or father can be found, then, upon the mother, or the person having the care of said minor, or with whom she lives: that on the 18th day of March, A. D. 1922. Mary Bunsold Trustee of said Frieda Muddendorf, minor, ^{filed} petition in the Probate Court of said Union County, Ohio, against them and others: the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of revivating proceeds, and that unless they answer by the 13th day of May, 1922, said petition will be taken as true and an order granted accordingly. Said Sheriff will make due return of this writ on the 24th day of April, 1922. Witness my hand and the seal of said Court, this 12th day of April, 1922.

seal H. H. Husted, Probate Judge.

Return

The State of Indiana, Bartholomew County,

Received this writ April, 14th 1922, at 10 O'clock, a.m. and on the days and in the manner hereinafter named I served the same on the within named defendant.

April, 14th 1922, on Frieda Muddendorf by giving to her a copy personally, and also on April 14-1922, on Albert Muddendorf, the father of the said Frieda Muddendorf, by giving him a copy personally. Edw. H. Muddendorf.

Bartholomew County, Indiana. Sworn to and subscribed before me, this 18th day of April, 1922, ^{not} Harley Rambo, Notary Public (my com. expires July 2nd 1925)

Answer of Albert Muddendorf, Widower,

In the Probate Court,

No. 9818.

Proceeding to Sell Land.

State of Ohio, Union County ss.
 Mary Bunsold, Trustee of
 Estate of Frieda Muddendorf,
 Non-resident Minor, Plaintiff
 vs.

Frieda Muddendorf, minor,
 et al. Defendants.

Answer of Widower.

And now comes Albert Muddendorf, one of the defendants in the above entitled cause, and voluntarily enters his appearance herein: and for answer to the petition in this case filed, says: That he is the widower of Martha (Bunsold) Muddendorf, deceased, a daughter of George Peter Bunsold, deceased, and so such is entitled to dower in the premises described in said petition, and that his age is 39 years: and he freely consents to said sale as prayed for, and waives the assignment of dower in said premises by metes and bounds or in rents and profits: and asks the Court that said

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premises may be sold free from his dower estate therein, and that the value of such dower estate may be allowed and paid him in money out of the proceeds of sale, as the Court may deem reasonable. Albert Middelendorf. State of Indiana, Bartholomew County, 22.

Albert Middelendorf being duly sworn, says, that he is the widow mentioned in the foregoing answer, and, that the several matters and things set forth in said answer are true. Albert Middelendorf.

Sworn to and subscribed before me, this 14th day of April 1922. Harley Rainbo, Notary Public

Application for Appointment of Guardian Ad Litem Probate Court, Union County, Ohio,

Mary Bunsold Trustee for Frieda Middelendorf, a non-resident minor. Plaintiffs. Frieda Middelendorf, et al.

April 22, A. D. 1922, application for Appt. of Edu. ad. Litem.

To the Hon. Defendants. To the Hon. W. H. Husted, Judge of said Court:

The undersigned Mary Bunsold, Plaintiff, makes application for the appointment of a guardian ad litem for the minor defendant in the above entitled case.

The defendant Frieda Middelendorf, is a minor under the age of 14 yrs. and has been duly served with summons herein and has neglected to make application for the appointment of a guardian ad litem. The undersigned suggests that Miss L. Myers, who is a suitable person be appointed as such Edu. ad litem. Respectfully, Mary Bunsold.

Journal Entry: In Probate Court, Union County, Ohio,

Mary Bunsold, Trustee for Frieda Middelendorf, a non-resident minor, Plaintiff. Frieda Middelendorf, et al. Depts

No. 9818, Appt. of Guardian Ad. Litem April 22 - 1922.

This cause coming on this day to be heard, and it appearing to the Court, that Frieda Middelendorf, minor defendant hereto, has been duly and legally served with process herein, and notified of the pendency and prayer of plaintiff's petition; the Court on motion of John H. Thibodeau, counsel for plaintiff, hereby appoints Miss L. Myers, guardian ad litem, for said minor defendant, and thereupon the said Miss L. Myers, appearing in open Court accepts said appointment. W. H. Husted, Probate Judge.

Answer of Guardian Ad Litem. Probate Court, Union County, Ohio.

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988. Mary Bunsold, Trustee of Frieda Middendorf, Minor.

no. 988. Petition for Bill Real Estate

Frieda Middendorf et al. Defts.

Answer of Minor Defendants

And now comes the said Frieda Middendorf, the minor defendant to the petition in said cause, by Milo L. Myers, her Guardian ad litem, heretofore appointed in said cause by said Court, and for answer to said petition, deny all the material allegations therein contained, prejudicial to said minor defendants; and further say, that they are of tender years and not acquainted with the law in such cases. they therefore pray the Court to protect their rights in this cause, and for such relief as may be just.

Frieda Middendorf, By Milo L. Myers, Esq. ad litem.

Order of appraisement finding and decree of Court.

In Probate Court, Union County, Ohio.

Mary Bunsold, Trustee for Frieda Middendorf, a non-resident, minor. Plaintiff

no. 988. May 15-2-1922

Frieda Middendorf et al. Defendants.

Order of appraisement and findings and decree of Court.

This cause coming on this day to be heard, upon the petition of plaintiff, exhibits and testimony, and upon the return of the notice heretofore ordered, and the answers of Milo L. Myers, the Guardian ad litem of Frieda Middendorf, the non-resident minor, of Albert Middendorf, the widower of Martha Middendorf, and the Court being fully advised in the premises finds;

That all the defendants herein have been duly and legally served with process, or have voluntarily entered their appearance herein, and have been notified of the pendency and prayer of the petition, as prescribed by law, and are now properly before the Court.

That the statements of said petition are true, and that the real estate described therein ought to be sold, as prayed for in said petition.

That said Albert Middendorf, widower of said Martha Middendorf, is entitled to dower in said real estate.

That said Albert Middendorf, widower, claims, as in his answer herein set forth, assignment of his dower, in said premises, and desires that the same may be sold free and clear of his said dower, and that the Court set off to him, out of the proceeds of the sale of said premises, such a sum of money, as may be just and reasonable, in lieu of his said dower interest.

Therefore It is Ordered:

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That Mike Nicol, Frank Nicol and George Strong judicious freeholders of this county and not of kin to the petitioner, be and are hereby appointed appraisers in said cause, and that they be sworn as required by law before entering upon the discharge of their duties as said appraisers.

That said appraisers upon actual view of the premises described in said petition, appraise the same at its fair cash value, free from the dower of said Albert Middelendorf, widow of Martha Middelendorf deceased. And that said appraisers make return of their appraisement and other things hereunder to this Court, on or before the 24-day of May, 1922.

W. B. Husted, Probate Judge.

Application to Sell Real Estate at Private Sale. Probate Court, Union County, Ohio.

Mary Bunsold, Trustee for Frida Middelendorf, a non-resident minor.

Petition to Sell Real Estate

Plaintiff
Frida Middelendorf, et al.
Defendant.

Application.

The said Plaintiff represents that it would be for the best interest of the said minor, to sell the real estate described in the petition in this case at private sale, for the following reasons: That the real estate to be sold is an undivided 1/8 interest and would not appeal to the general public, that a private sale would save expense, that plaintiff expects to be able to sell said 1/8 interest to the person holding title to the other 7/8 interest at not less than the appraisement.

And she therefore asks for an order authorizing her to sell said real estate at private sale.

Mary Bunsold, Trustee of Frida Bunsold, minor.

The State of Ohio, Union County, ss.

Mary Bunsold, Trustee, being duly sworn, says that the various matters set forth in the foregoing Application are true as she verily believes.

Sworn to before me, and signed in my presence, this 31-day of May, A. D. 1922. John H. Kirkade, Notary Public.

Affidavit of Disinterested Persons.

The State of Ohio, Union County, ss.

A. E. Mitchell, George Strong, and George W. Nicol being duly sworn, say that they know the facts set forth in the Application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be done for the interest of the said minor to sell said

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Gravel Road, North 30° East 56.84 poles to a stake corner to John Martin Bunsold's land; thence with the line of said Bunsold land South 58° 40' West 9.76 poles to a large post; thence North 31° 15' West 70.76 poles to a stake in the line of the Bishop Extension Ditch, (interms a stone South 31° 15' East 26 feet); thence with the line of said Ditch and the line of said Bunsold and G. M. and Anna B. Nicol, South 76° 25' West 34.84 poles South 53° 30' West 4 poles; South 40° 20' West 45.08 poles; South 18° 20' West 15.33 poles; South 3° 10' East 16.24 poles to a stake in the line of J. H. Voltrach's land; thence with two consecutive lines of the said Voltrach's land, North 57° 00' East 59.58 poles to a stone; thence South 52° 15' E. 69.36 poles to the place of beginning; containing 34 acres more or less. 9.75 acres in V. M. Survey # 2670 and 24.20 acres in V. M. Survey # 3483.

Title to undivided 7/8 being in Justus Bunsold, undivided 1/8 Frieda Widdendorf. Bring a total of 104.80 acres in the two above tracts. 3rd Tract: Bring Tract 1 of August Bunsold land in Survey # 3483, Darby Township, Union County, Ohio, commencing at a stone in the center of the Rausch gravel road, and in the south-easterly line of said Survey # 3483, and corner to Martin Erick's land; thence with said Survey line, and the line of said Erick and George Streng's land, South 57° West 150.32 poles, to a stone, corner to the lands of Anna W. Baldwin; thence with said Baldwin line North 33° 25' West 41.56 poles to a stone; thence North 58° East 31.80 poles to a stone; thence North 34° 10' West 41.56 poles to a stone; thence South 60° 30' West 24.24 poles to a stone; thence North 30° 55' West 33.26 poles to a stone in the south-easterly line of Martin Erick land; thence with said Erick line North 59° 15' East 124.84 poles to a stone corner to John Martin Bunsold land; thence with six consecutive lines of the said Bunsold land, South 33° 30' East 29 poles (stone bears South 33° 30' East 12 feet); thence South 61° 45' West 16.42 poles, (stone bears South 53° East 15 feet); thence South 2° West 16.20 poles; thence South 39° 15' East 28.48 poles (stone bears North 18° 14' East); thence North 59° 15' East 5 poles (stone bears South 28° East 8 feet); thence North 55° 15' East 42.66 poles to a stone in the center of said gravel road; thence with the center of said gravel road South 74° 34' East 40.36 poles to the place of beginning, containing 84.75 acres more or less. Title to 7/8 being in August Bunsold, undivided 1/8 Frieda Widdendorf.

4th Tract: Bring Tract 2 of August Bunsold land, situated in Darby Township, Union County, Ohio, Bring part of V. M. Survey # 3483, bounded and

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described as commencing at a stone in the center of the Mansville and London Grant Road, and corner to Martin Erick land: thence with the center of said Grant Road North 29° 45' East 38.90 poles to a stone corner to a lane way: thence with the south line of said lane way: South 57° 25' East 49 poles to a stone corner to said Erick land: thence with two consecutive lines of the said Erick land South 58° 45' West 54.54 poles to a stone: thence north 35° 45' West 25 poles to the place of beginning, containing 10.20 acres, more or less.

Title to 1/8 undivided being in August Beussold, 1/8 undivided in Frieda Middendorf. Being in the last two tracts (3+4) 94.95 acres, more or less. or a total of 199.75 acres in the four tracts, of which the said Frieda Middendorf has the title to the undivided 1/8 part thereof, subject to the dower of her father Albert Middendorf therein. Free of Dower, of Albert Middendorf and free of any dower.

You will make return of your proceedings, herein to our said Probate Court forth with upon execution of said order, and have you then and there this writ.

Witness my signature as Judge and Ex. officio Clerk of our said Probate Court, and the seal of said Court, at Mansville, Ohio, this 15th day of May, 1922. H. B. Busted, Probate Judge

Return,

To the Probate Court of Union County, Ohio: In obedience to the foregoing order, I have caused, the same to be duly executed, as will fully appear, by the proceedings hereto attached. Dated the 25th day of May 1922.

Mary Beussold,

Oath of appraisers.

The State of Ohio, Union County, ss

We the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us in pursuance of the foregoing order. George Strong, Frank Nicol, Geo. W. Nicol appraisers known to before us, and signed in my presence, this 20th day of May, 1922. John B. Thinkade, Notary Public

Appraisers Return.

In obedience to the foregoing order, after being first duly sworn and upon actual view of the premises therein described, we the undersigned appraisers, estimate the value of said real estate as follows:

Tract No. 1. 70.80 acres and tract No. 2. 34 acres, being in the two tracts 104.80 acres in the name of Justus Beussold, the undivided 1/8. We appraise at \$929.00 Tract no. 3. 84.75

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acres, tracts, undivided, Beussold, Frieda, Middendorf, this, dower, herein, Nicol, and report, order, and by said appraisers as

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acres, and tract no. 4. 10.20 acres, bring in the two tracts 94.95 acres in name of August Bunsold, the undivided 1/8 is appraised at \$850.00.

Given under our hands, this 24th day of May, 1922.
Georgey Strong, Frank Nicol, George M. Nicol, appraisers,
Journal Entry: Order Approving appraisement for Bond,
Probate Court, Union County, Ohio,

Mary Bunsold, Trustee for
Frieda Middendorf, a
non-resident minor,
Plaintiff

May, 31-1922.

Petition to Sell Real Estate

Frieda Middendorf et al.
Defendants

Order for Bond, etc.

This day came the said Plaintiff, by her attorney, and produced to the Court, the report of an appraisement herein made by Georgey Strong, Frank Nicol, and George M. Nicol in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. That the bond heretofore given by said Trustee being double the amount of the appraised value of the said real estate, is approved as sufficient.

W. H. Husted, Probate Judge.

Decree for Private Sale

In the Probate Court, Union County, Ohio,

Mary Bunsold, Trustee for
non-resident minor
Plaintiff

no. 9518.

Decree for Private Sale of real estate.

Frieda Middendorf, et al.
minor
Defendants

This cause coming on this day further to be heard, and it appearing to the Court:

That the appraisement heretofore ordered has been made and confirmed by the Court.

That the said Mary Bunsold, Trustee of Frieda Middendorf non-resident minor, the plaintiff above named has given bond in double the amount of said appraisement, with sureties conditioned as provided by law, and which bond has been approved by the Court.

That the said plaintiff has made application to sell minor's interest in said real estate and it has been made to appear upon satisfactory evidence to the Court, that it would be more for the interest of said minor to sell said undivided 1/8 part of the lands described in the Petition in this cause at private sale.

It is therefore ordered by the Court that the petitioner

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undivided $\frac{1}{8}$ Frieda Middendorf.
 Second Tract: - The undivided $\frac{1}{8}$ of the following tract of land, situated in Darby Township, V. M. Survey, nos. 3483 and 2675 and bounded and described as follows: Commencing at a stone in the center of the Marysville and London Grant Road and in the south westerly line of Survey # 3483: Thence with the center of said Grant Road North 30° East 56.84 poles to a stake, corner to John Martin Bunsold's land; thence with the line of said Bunsold land, South $58^{\circ} 4'$ West 9.76 poles to a large post; thence North $31^{\circ} 15'$ West 70.76 poles to a stake in the line of the Bishop Extension Ditch; (witness a stone South $31^{\circ} 15'$ East 26 feet); thence with the line of said Ditch and the line of said Bunsold and H. M. and Anna B. Nicol South $76^{\circ} 25'$ West 34.54 poles South $53^{\circ} 30'$ West 4 poles; South $40^{\circ} 20'$ West 45.58 poles; South $18^{\circ} 20'$ West 15.33 poles; South $3^{\circ} 10'$ East 16.24 poles to a stake in the line of J. H. Volbracht's land; thence with two consecutive lines of the said Volbracht land, North $57^{\circ} 50'$ East 54.58 poles to a stone; thence South $52^{\circ} 15'$ East 69.36 poles to the place of beginning, containing 34 acres more or less. 9.75 acres in V. M. Survey # 2675 and 24.25 acres in V. M. Survey # 3483. Told to undivided $\frac{1}{8}$ bring in Justus Bunsold, undivided $\frac{1}{8}$ Frieda Middendorf.

Bring a total of 104.50 acres in the two above ^{tracts} parcels. Third Tract: - Bring Tract 1 of August Bunsold land in Survey # 3483, Darby Township, Union County, Ohio, commencing at a stone in the center of the Rauach Grant Road and in the south easterly line of said Survey # 3483, and corner to Martin Erick's land; thence with said Survey line, and the line of said Erick and George Stueg's land South 57° West 153.32 poles to a stone, corner to the lands of Anna H. Baldwin; thence with said Baldwin line North $33^{\circ} 25'$ West 41.56 poles to a stone; thence North 58° East 31.80 poles to a stone; thence North $34^{\circ} 15'$ West 41.56 poles to a stone; thence South $60^{\circ} 30'$ West 24.24 poles to a stone; thence North $30^{\circ} 55'$ West 33.26 poles, to a stone in the southeasterly line of Martin Erick's land; thence with said Erick line North $59^{\circ} 15'$ East 124.84 poles to a stone corner to John Martin Bunsold land; thence with six consecutive lines of the said Bunsold land South $33^{\circ} 30'$ East 29 poles (stone bears South $33^{\circ} 30'$ East 12 feet); thence South $61^{\circ} 45'$ West 16.42 poles (stone bears South 53° East 15 feet) thence South 2° West 16.30 poles; thence South $39^{\circ} 15'$ East 28.48 poles (stone bears North

9818

13 3/4' East); thence north 89° 15' East 8 poles (stone brass
South 78° East 8 feet); thence north 55° 15' east 42.66 poles
to a stone in the center of said gravel Road; thence with
the center of said gravel Road south 24° 35' East 40.36
poles to the place of beginning. Containing 84.75
acres more or less.

Filed to 7/8 bring in August Bunsold, undivided 1/8 Frieda Middendorf.

Fourth Tract: - Bring tract 2, of August Bunsold,
land, situated in Darby Township, Union County, Ohio,
Bring part of V.M. Survey #3483. Bounded and des-
cribed as Commencing at a stone in the center of
the Marysville and London gravel Road and corner to
Martin Erick land; thence with the center of said gravel
Road north 29° 45' East 38.90 poles to a stone corner
to a lane-way; thence with the south line of said
lane-way south 57° 25' East 49 poles to a stone corner
to said Erick land; thence with two consecutive lines
of the said Erick land south 58° 45' west 54.24
poles to a stone; thence north 35° 45' west 25 poles
to the place of beginning. Containing 10.20 acres
more or less.

Filed to 7/8 undivided bring in August Bunsold,
1/8 undivided in Frieda Middendorf. Bring in the last
two tracts (3 and 4) 94.95 acres, more or less. Or a total
of 199.75 acres in the four tracts, of which the said
Frieda Middendorf has the title 7/8 the undivided 1/8
part thereof.

Said sale to be for of the dowry of
Albert Middendorf, widow, and to be upon the following
terms: to wit, Cash.

You will make return of your
proceedings to this Court forthwith upon execution of this
order.

Witness my signature and the seal of said
Probate Court, at Marysville, Ohio, this 31 day of May, 1922.

H. H. Hunted Probate Judge.
Return.

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the
same to be duly executed, as will fully appear by the
proceedings hereto attached. Dated the 31 day of
May 1922.

Mary Bunsold, Trustee Frieda Middendorf.
Report of Sale.

In obedience to the within order, I sold said premises
on the 31 day of May, 1922, to Parcel 1. Bring Tract #1,
70.80 acres and tract # 2. 34 acres, in the two
tracts 104.80 acres, to Justus Bunsold, the undivided
1/8 for \$929.⁰⁰ Parcel 2. Bring tract # 3. 84.75 acres
and tract # 4. 10.20 acres, in the two tracts,
94.95 acres, to August Bunsold, the undivided 1/8
for \$850.⁰⁰

said sum being the appraised value
of the same.

Mary Bunsold, Trustee F. Middendorf

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Dated the 31 day of May, 1922.

The State of Ohio, Union County, ss.

The above named Mary Bunsold, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property. Mary Bunsold, Trustee Frieda Middendorf, minor.

Known to before me and signed in my presence this 31 day of May, 1922. ~~W. H. Bunsold~~ Probate Judge.
Journal Entry: Probate Court, Union County, Ohio,
May 31-1922.

Mary Bunsold, Trustee of
Frieda Middendorf, minor.
vs. Plaintiff

Petition to
Sell Real Estate.

Frieda Middendorf et al
Def'ts.

Order of Confirmation
Distribution.

This day this cause came on to be heard on the report of Mary Bunsold, Trustee of Frieda Middendorf of her proceedings under the former order of this Court, and upon the motion of said petitioner to confirm the sale made in obedience to said order; and the Court, having carefully examined said report, and finding the proceeding of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made; it is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said petitioner execute deeds of all the right, title and interest of the said Frieda Middendorf in said real estate, to the purchasers upon the said purchase, paying the purchase money for said real estate.

And now this cause coming on further to be heard upon the pleadings herein and upon the motion to distribute the proceeds of the sale, amounting to the sum of seven hundred seventy-nine dollars; and the said Albert Middendorf widow having by answer herein waived the assignment of dower in said premises, by metes and bounds, or in rents and profits, and asked that the value of such dower be allowed and paid him out of the proceeds of the said sale; the Court finds the just and reasonable value of his dower interest in said real estate to be the sum of Four hundred thirty one ²⁴/₁₀₀ (\$431.24) Dollars.

It is further ordered, that said Trustee, out of the money in her hands, pay: 1st To the Treasurer of

9818. this county the sum of \$--- bring the taxes, penalty and interest thereon, against said property. Second, the costs and expenses incurred in the sale of said property, including an attorney fee of \$50.00. Third, to Albert Middendorf widow, the sum of \$431.24, which the court finds to be the value of his dower interest in said premises. It is further ordered that the balance of said proceeds, amounting to the sum of \$1297.76 be accounted for by said Trustee according law. And it is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$--- out of the proceeds of said sale, within ten days.
 W. H. Husted, Probate Judge.

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 Filed

Petition for Sale of Real Estate to Pay Debts.
 Probate Court, Union County, Ohio.
 No. 9819.
 Civil Action.

Mar. 22 1922
 Edward W. Pollock
 attorney.
 Charlotte Ella Pomeroy, Executrix,
 of the Estate of
 Catherine Weber, deceased.
 Plaintiff.

Charlotte Ella Pomeroy, William Braum,
 Helen Braum, Christine Braum,
 Francis Weber, adults,
 Adolph Braum, Clara Braum, Mrs.
 Frederick Weber, minors, and the
 Union Banking Company, of
 Mansfield, Ohio.
 Defendants.

Petition To Sell Real Estate.
 Petition.

The Plaintiff represents that she is the duly appointed and qualified Executrix of the estate of Catherine Weber, late of Union County, Ohio, deceased; that the amount of debts due from the deceased, is Eleven Hundred (\$1100.00) Dollars, as near as can be ascertained, that the charges of administration of said estate will amount to about Two Hundred (\$200.00) Dollars; and that the total value of the personal estate and effects of said deceased is but nothing dollars, being wholly insufficient to pay the debts and costs aforesaid. The plaintiff further represents that said Catherine Weber, died seized in fee simple of the following described real estate, situate in the County of Union, and State of Ohio, to wit: Incorporated Village of Mansfield and being part of out lot no. (3) then beginning at a stake south east corner to a lot now owned by L. Piper; thence with the line of his lot north ten (10) poles to the south line of a lot formerly owned by C. Rathburn; thence with the line of said lot east four (4) poles to a stake corner to a

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Final Record, Union County Probate Court

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lot owned by David C. Winget; Thence with his line south ten (10) poles to the margin of south street; Thence with said street to the beginning. Containing One fourth of an acre, being the same lot conveyed by A. J. Whitney and wife to W. S. Wood and by said W. S. Wood to the Grantor herein.

The said decedent died leaving no widow: that the defendants Charlotte Ella Potts, William Braum, Helen Braum, Christine Braum, Francis Weber, Adelbert Braum, Clara Braum, and Frederick Weber are the only heirs at law, and next of kin of said decedent, having the next estate of inheritance from said Catherine Weber, deceased, in said premises: that the Defendant "The Citizens Home and Savings Company, of Marysville, Ohio, claims some lien upon said Property, and it is asked that said Company may be required to set up its claim herein, or be forever barred." The Plaintiff therefore prays that the rights, interests and liens of the said Charlotte Ella Potts, William Braum, Helen Braum, Christine Braum, Francis Weber, Adelbert Braum, Clara Braum, Frederick Weber, and The Citizens Home and Savings Company, of Marysville, Ohio, may be fully determined, adjudged and protected according to equity, and that your petitioner may be authorized and ordered to sell said real estate free of doubt, according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

The State of Ohio, Union County ss.

Charlotte Ella Potts, the within named Plaintiff being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief. Charlotte Ella Potts,

Sworn to before me and signed in my presence this 21. day of March, 1922. Edward W. Porter, Notary Public, Union Co., Ohio.

Journal Entry; In the Probate Court, of Union County, Ohio.

Charlotte Ella Potts, Executrix of Estate of Catherine Weber, deceased, Plaintiff vs. Charlotte Ella Potts, William Braum, Helen Braum, Christine Braum, Francis Weber, Adelbert Braum, Clara Braum, and Frederick Weber, minors and The Citizens Home and Savings Co. of Marysville, Ohio, Defendants.

Journal Entry, Filing Petition to Sell Real Estate. Case no. 9819.

Charlotte Ella Potts, William Braum, Helen Braum, Christine Braum, Francis Weber, adults, Adelbert Braum, Clara Braum, and Frederick Weber, minors and The Citizens Home and Savings Co. of Marysville, Ohio, Defendants.

This day came the Plaintiff Charlotte Ella Potts,

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Executrix of the estate of Catherine Weber, deceased, and presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said Catherine Weber, deceased, to pay the debts, and the costs of administering the estate, of the said decedent. Whereupon it is considered and ordered by this Court, that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

H. B. Busted, Probate Judge.

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County, ss.
 To Charlotte Ella Pomm, Francis Weber, that on the 22 day of March, A. D. 1922, Charlotte Ella Pomm, Executrix, of the Estate of Catherine Weber, deceased, filed her petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts and that unless they answer by the 22 day of April, 1922, said petition will be taken as true, and an order granted accordingly. you will make due return of this writ on the 30th day of April A. D. 1922.

Witness my hand and the seal of said Court, this 22 day of March, A. D. 1922. H. B. Busted, Probate Judge.

I, the undersigned defendants named herein, do each of us acknowledge due and legal service of the within summons.

- Waiver -

In the Probate Court of Union County, Ohio,
 Charlotte Ella Pomm Executrix,
 of the Estate of
 Catherine Weber, Deceased.

vs. 9819,
 Petition to Sell Real Estate.

Plaintiff
 Charlotte Ella Pomm, William Braum,
 Helen Braum, Christine Braum,
 Francis Weber, adults,
 Adelbert Braum, Clara Braum and,
 Frederick Weber, minors, and,
 The Union Banking Company, of
 Marysville, Ohio. Defendants.

Waiver of Process
 and
 Consent to Sell.

We, the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of the estate of said decedent to pay debts, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory

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time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered. Charlotte Ella Potts, Christine Braum, Helen Braum, F. J. Asenauer, V.P. The Union Banking Co.

Summons on Petition to Sell Real Estate The State of Ohio, Union County, ss. To Agnes D. Porter, you are hereby commanded to notify Clara Braum, and Adelbert Braum, who are minors, making service of this summons upon said minors, and also upon the guardian, or father or if neither guardian nor father can be found, then upon the mother, or the persons having the care of said minors, or with whom they live; that on the 22-day of March, A.D. 1922, Charlotte Ella Potts, Executrix of the estate of Catherine Weber, deceased, filed this petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts, and that unless they answer by the 22-day of April 1922, said petition will be taken as true, and an order granted accordingly. The server will make due return of this writ on the 3-day of April, 1922.

This writ to be served on each of said defendants by copy personally. Witness my hand and the Seal of said Court, this 27-day of March, 1922. H. H. Husted, Probate Judge.

Return of Service.

Received this writ on the 23-day of March, 1922, at one o'clock P.M., and on the days and in the manner hereinafter named, I served the same on the within named defendants, viz: March 23-1922, on Clara Braum and Adelbert Braum, who are minors, by delivering to each of them, a true copy hereof, with all the indorsements thereon; and on the same day on March 23-1922 on the father of said minors, the person having the care of and with whom said minors live, by delivering to him, said father, Clara Braum, a true copy hereof with all the indorsements thereon said minors having no guardian.

Agnes D. Porter.

The above named Agnes D. Porter, who has signed the same, being duly sworn, says the foregoing Return of Service, is true as she really believes.

Known to before me and signed in my presence this 28-day of March, 1922. Edward H. Porter, Notary Public, Union Co., Ohio

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Summons or Petition To Sell Real Estate,
 The State of Ohio, Union County, Probate Court,
 to the Sheriff of Delaware County, O.
 you are hereby commanded to notify Frederick Weber,
 who is a minor making service of this summons upon
 said minor, and also upon the guardian, or father,
 or if neither guardian or father can be found then
 upon the mother or the person having the care of said
 minor or with whom he lives; that on the 27 day of
 April A. D. 1922, Charlotte Ella Potts, Executrix, of the
 estate of Catherine Weber, deceased, filed his petition in
 the Probate Court of said Union County, Ohio, against them
 and others; the object and prayer of which petition is
 to obtain an order for the sale of certain Real Estate
 belonging to said decedent in said petition described,
 for the purpose of paying debts, and that unless they
 answer by the 22 day of April, 1922, said petition
 will be taken as true, and an order granted
 accordingly. Said sheriff will make due return
 of this writ on the 3 day of April, 1922.

Witness my hand and the seal of said Court,
 this 23 day of March, 1922. ^{at} W. H. Heusted, Probate Judge,
 Sheriff's Return.

The State of Ohio, Delaware County,
 Received this writ March 24 1922, at 10 o'clock A. M.,
 and on the day in the wrapper herein after named,
 I served the same on the within named defendants:
 viz: March, 27-1922, Frederick Weber, by personally
 handing to him a true and certified copy of this
 writ with all indorsements thereon, made 27-1922,
 on Margaret E. Weber, the mother of the said Frederick
 Weber, in whose custody we found said Frederick
 Weber, by personally handing to her a true and certified
 copy of this writ with all indorsements thereon,
 there being no guardian and no father of said minor,
 the latter being deceased. A. L. Alkins, Sheriff, Delaware Co., Ohio
 By F. D. Harbor, Deputy.

Journal Entry:

Probate Court, Union County, Ohio,

April, 28-1922,

No. 9819

Journal Entry.

Charlotte Ella Potts, Executrix
 of the Estate of
 Catherine Weber, deceased
 vs. Plaintiff

Charlotte Ella Potts, et al, Defts.

Order for Appraisement.

This day this cause came on to be heard upon the
 petition, proofs, and exhibits, the Court find that
 all the defendants have been duly served with

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process, or have voluntarily entered their appearance in the case; and that as set forth in the petition, it is necessary to sell the real estate therein described, to pay the debts of the said Catherine Webber, deceased. It is therefore ordered and adjudged by the Court, that the said premises be appraised free of down, by the oaths of A. J. Mangano, Chas. E. Blain, and Joe Roff, judicious and disinterested freeholders of the vicinity whom the Court hereby appoints for that purpose, and that they return their proceedings to this Court for confirmation. T. W. H. Busted, Probate Judge.

Order of appraisement

The State of Ohio Probate Court.

Union County, ss.

To Charlotte Ella Pouns, Executrix of the estate of Catherine Webber, Greeting:

In obedience to an order and decree of the Probate Court within and for said County, made this day in a certain cause, wherein you as Executrix of the estate of Catherine Webber, deceased, are Plaintiff, and Charlotte Ella Pouns et al. are Defendants, you are commanded by the oaths of A. J. Mangano, Chas. E. Blain, and Joe Roff, judicious, disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises free of down, to wit: Situate in the County of Union, State of Ohio, and in the Incorporated Village of Marysville, and being part of Oak lot No (3) Three, Beginning at a stake south-east corner to a lot now owned by R. Pifer; thence with the line of his lot north ten (10) poles, to the south line of a lot formerly owned by C. Rathbun; thence with the line of said lot east four (4) poles to a stake corner to a lot owned by David C. Winget; thence with his line south ten (10) poles to the margin of South Street; thence with said Street to the beginning containing one-fourth of an acre being the same lot conveyed by A. J. Whitney and wife to H. S. Wood, and by said H. S. Wood, to the grantor herein.

You will make return of your proceedings to this Court, forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 28th day of April, 1922.

T. W. H. Busted

[Seal]

Probate Judge.

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Return.

To the Probate Court of Union County, Ohio.

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached.

Dated the 29th day of April 1922. Charlotte Ella Pomeroy.

Executrix of Catherine Weber, Deceased.

Oath of Appraisers.

The State of Ohio, Union County.

We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us in pursuance of the foregoing order.

Chas. E. Blain, J. A. Mangano, Joe Coff. Appraisers.

Sworn to before me, and signed in my presence, this 29th day of April, 1922. Edward H. Pohl, Notary Public.

Appraisers Return.

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we the undersigned appraisers, estimate the value of said real estate at Forty four hundred (\$4400⁰⁰) Dollars, free of said down.

Given under our hands, this 29th day of April, 1922.

Chas. E. Blain, J. A. Mangano, Joe Coff. Appraisers.

Application to sell Real Estate at Private Sale.

Probate Court, Union County, Ohio.

no. 9819

Petition to sell Real Estate application

Charlotte Ella Pomeroy, Executrix, of the estate of Catherine Weber, Deceased.

Plaintiff

vs. Charlotte Ella Pomeroy, et al.

Defendants.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons:

1. Because a purchaser has already been secured, who will pay the full appraised value thereof.
2. Because if sold, at public sale, it might go for two-thirds only of the appraised value.
3. Because it will save the expense of advertising, as well as the time necessary therefor. and I do therefore ask for an order authorizing her to sell said real estate at private sale.

Charlotte Ella Pomeroy, Executrix of the Estate of Catherine Weber, Deceased.

The State of Ohio, Union County, ss.

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Charlotte Ella Potts, being duly sworn, says, that the various matters set forth in the foregoing application are true, as she verily believes. Charlotte Ella Potts.

Sworn to before me and signed in my presence, this 29th day of April, 1922. Edward H. Porter, Notary Public

Affidavit of Disinterested Persons.

The State of Ohio, Union County, ss.

L. W. Hazen, W. P. Brightler, and O. L. Baker, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matter therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale and for the reasons given herein, as they verily believe.

L. W. Hazen - W. P. Brightler, O. L. Baker.

Sworn to before me and signed in my presence, this 29th day of April, 1922. Edward H. Porter, Notary Public.

Journal Entry, In the Probate Court, of Union County, Ohio, Saturday, April, 29th 1922.

Charlotte Ella Potts, Executrix
of the Estate of
Catherine M. M. Deceased.
vs.
Plaintiff

no. 9819
Journal Entry.

Charlotte Ella Potts et al. Decree Confirming appraisement
vs. Defendants. and Ordering Sale -

This day this cause came on further to be heard on the return of the Plaintiff, of the appraisement herein, and it appearing to the Court that said appraisement heretofore ordered, has been made and reported to this Court; and the Court having carefully examined the same, finds that said appraisement has been made, in all respects in conformity to law, and the former order of this Court, the same is now here by the Court approved and confirmed. The Court further find that the said plaintiff as such executrix has given bond in sufficient amount with approved sureties, conditioned according to law. And this cause coming on further to be heard on the application of the plaintiff for an order to sell said real estate at private sale, and the same being submitted to the Court, on the said application and the evidence adduced in support thereof; no consideration whereof the Court finds that it would be for the best interests of said estate and all parties interested therein that said real estate be sold at private sale.

It is thereupon, by the Court ordered that said Charlotte Ella Potts, executrix, as aforesaid

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proceed to advertise and sell the real estate aforesaid, free of down, at private sale, at not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale. And further it is by the Court ordered that said plaintiff make due return of his proceedings herein forthwith upon compliance with the terms thereof. W. H. Busted, Probate Judge.

Order of Sale free of Down

The State of Ohio, Union County, Probate Court.
To Charlotte Ella Potts, Executrix of the estate of Catherine Weber, deceased. Greeting: In obedience to an order and decree of the Probate Court within and for said County, made this day in a certain cause, wherein you as Executrix of the estate of Catherine Weber, deceased, are Plaintiff and, Charlotte Ella Potts, et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than \$240 - the appraised value thereof free of down, the following described premises, to wit: Situated in the County of Union, State of Ohio, and in the incorporated village of Marysville and being part of out lot no. (3) there. Beginning at a stake South-east corner to a lot now owned by L. Piper; thence with the line of his lot north ten (10) poles to the south line of a lot formerly owned by C. Rathbun; thence with the line of said lot east four (4) poles to a stake corner to a lot owned by David C. Mudgett; thence with his line south ten (10) poles to the margin of South Street; thence with said Street to the beginning containing one-fourth of an acre, being the corner lot conveyed by A. J. Whitney and wife to H. B. Wood and by said H. B. Wood to the grantor herein. Said sale to be free of down and to be upon the following terms: Cash in hand on day of sale. you will make return of your proceedings to this Court, forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court at Marysville, Ohio, this 29th day of April, A.D. 1922.
W. H. Busted, Probate Judge.

Return

To the Probate Court of Union County, Ohio:
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 29th day of April, 1922.
Charlotte Ella Potts, Executrix of Catherine Weber, Deceased.

Report of Sale

In obedience to the within order, I sold said premises, on the 29th day of April, 1922, to Isabelle J. Longbrake for the sum of Twenty-four hundred (\$2400-) Dollars

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said sum being the appraised value of the same,
Charlotte Ella Pouns, Executrix of estate of Catherine Weber, dec'd.
Dated the 29 day of April, 1922.

The State of Ohio, Union County -

The above named Charlotte Ella Pouns being duly sworn,
says that the sale above reported has been made after
diligent endeavor to obtain the best price for said
property, and that said sale is for the highest price
she could get for said property. Charlotte Ella Pouns, Executrix,
sworn to before me and signed in my presence this 29-
day of April, 1922. ~~W. H. Husted~~ W. H. Husted, Probate Judge,
Journal Entry: Probate Court, Union County, Ohio.

Charlotte Ella Pouns, Executrix
of the estate of
Catherine Weber, Deceased,
vs. Plaintiff

Saturday April 29 - 1922,
Petition To Sell Real Estate,

Charlotte Ella Pouns, et al.
Defendants.

Orders Approving and
Confirming Sale -

This day this cause coming on to be heard on the
report of Charlotte Ella Pouns, Executrix of the Estate of
Catherine Weber, deceased, of her proceedings and sale
under former order of this Court, and upon the
motion of said petitioner to confirm the sale made
in obedience to said order, the Court having carefully
examined said report, and finding the proceedings
of said petitioner in all respects correct and being
satisfied that said sale was fairly and legally
made. It is ordered that the same be and

hereby is approved and confirmed. It is further
ordered that this proceeding be recorded, and that said
petitioner pay the costs herein taxed at \$... within ten
days.

W. H. Husted, Probate Judge.
said petitioner execute a deed of all the right, title
and interest of the said Charlotte Ella Pouns, as
Executrix of the Estate of Catherine Weber, deceased, in
said real estate, to the purchaser Isabella J.
Longbrake, upon the said purchaser paying in
cash for same on day of sale.

It is further ordered that this proceeding be recorded
and that said petitioner pay the costs herein taxed
at \$... within ten days.

W. H. Husted
Probate Judge

9823
Filed
March 25th
1922

Nate L. Moffitt
Attorney.

Cora Middleton, Guardian of
Florence Middleton, and
Forest Middleton minors.
Plaintiff
vs
The said Wards
Florence Middleton, and Forest Middleton,
Cora Middleton (widow)
Francis Middleton, and
David W. Middleton,
Defendants.

Guardian's Petition of Full Real Estate,
Probate Court, Union County, Ohio,
No. 9823,
Petition
of Full Real Estate,
Petition.

The Plaintiff represents that she is the duly appointed and qualified Guardian of Florence and Forest Middleton, of the age of 16 and 9 years on the -- day of -- 1922, and residing with Cora Middleton, their Guardian at Richmond, Union County, Ohio.

That the said Wards are the owners in fee simple of the undivided 7/32 interest in the following described real estate, situated in the County of Union, State of Ohio, and in the Township of Taylor, to-wit:

Survey No. 5635 Beginning at a stone in the S.W. Corner of Ann M. Liston's land; thence south on the East line of James Middleton's land to the south east corner of his land to a stone; thence S. 80 1/4° E. 78 1/10 poles to a stone in the west line of James Woods land; thence with said line N. 10 1/2° E. 71.5 poles to a stone S.E. corner of Ann M. Liston's land; thence N. 80 1/2° W. 78.6 poles to the beginning. Containing 30 acres excepting about 1/2 acre sold to John Taylor Aug. 27th 1889.

Refer to Deed dated Jan. 9, 1901 Vol. 82, page 421, from David W. Middleton, and that said Wards are the owners in fee simple of the undivided 7/32 of 1/2 of the following in Survey No. 5635.

Beginning at the S.E. Corner of a lot of land formerly owned by Ephraim Yarrington in the road leading from Summerville to Newton, being N.E. corner of a lot of land formerly owned by Solomon Yarrington, known as the Joseph Bird land; thence running with Bird's East line S. 8° W. 32 poles to a stone and Mrs Beeches; thence S. 81.4° E. 68 poles to a white Elm; thence N. 8° E. 33 poles to a stone in the South line of Brown's Survey; thence with said line N. 82° W. 68 poles to the beginning. Containing 13 3/4 acres more or less.

Refer to Deed Dated February 10th 1902. Vol. 83, Page 504.

Said real estate is worth annually \$50.00 Dollars that said Plaintiff has received no rents from the real estate of her Wards. That said

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County
(Vol. 83)
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conveyance from David W. Middleton dated Jan. 9th 1901 (Vol. 82, Page 421) contains the following reservation, "said land not to be sold or disposed of during the lifetime of David W. Middleton without the consent of said David W. Middleton" That Cora Middleton is the owner in fee simple of the undivided 1/2 of said 13 3/4 acre tract and is entitled to dower in the other undivided 1/2 of said 13 3/4 acre tract and is also entitled to dower in the whole of said 34 1/2 acre tract.

That Francis Middleton is the brother of said Florence Middleton and Forst Middleton and is the owner in fee simple of the undivided 1/3 interest in said 13 3/4 acres and of the undivided 1/3 of 1/2 of said 34 1/2 acres.

That Ines Middleton is the wife of said Francis Middleton. That the sale of said real estate is necessary, and that they have an offer by a party who adjoins said farm, and there is no other buyer at present. That said wards interest is so small, and not sufficient for their support and education and it is to their best interest to sell the same.

The Plaintiff therefore prays that said Florence Middleton and Forst Middleton, David W. Middleton, Cora Middleton (widow) and Francis Middleton, may be made Defendants to this petition, and notified of the pendency hereof, according to law, and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereunto proposed, and for other proper relief. Cora Middleton, Guardian.

The State of Ohio, Union County, ss.

Cora Middleton being duly sworn, says that she is the Plaintiff mentioned in the foregoing Petition, and that the facts stated therein are true, as she truly believes. Cora Middleton

Subscribed to before me, and signed in my presence, this 25th day of March, 1922. W. H. Husted, Probate Judge

Journal Entry: In the Probate Court of Union County, Ohio.

Cora Middleton, Guardian of Forst and Florence Middleton, Minors. Plaintiff

March 25th 1922 Case No.

Cora Middleton (widow) Florence Middleton and Forst Middleton, Minors and Francis Middleton Defendants

Journal Entry Filing Petition to Sell Real Estate

This day came the Plaintiff Cora Middleton, Guardian of Florence Middleton and Forst Middleton and presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said Florence Middleton, and Forst Middleton, Minors.

9523

That said wards interest is so small, and not sufficient for their support and education and it is to their best interest to sell the same, and they have an offer by parties adjoining said farm and there is no other buyer at present. Whereupon, it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendency, and prayer of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants, and this cause is continued.

W. B. Kusted, Probate Judge.

- Waiver -

In the Probate Court of Union County, Ohio.

Cora Middleton, Guardian
of Florence^{the} Forest Middleton, minors.
Plaintiff

Petition to Sell Real Estate.

Cora Middleton (widow)
Francis Middleton
Florence Middleton
Forest Middleton
and David W. Middleton.

Waiver of Process and Consent to Sell.

Defendants.

We, the undersigned, parties defendant in the above entitled cause for the sale of Real Estate of said minor wards, hereby waive service of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the statutory time for pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Florence Middleton, Forest Middleton, By Cora Middleton, their Guardian.
Francis Middleton, Ines Middleton,

- Consent -

In the Probate Court, Union County, Ohio.

In the matter of the sale of lands, belonging to Marion Middleton (Dec'd),
Case no.

Know all men that I hereby give my full consent to the sale of the 35- acres of land, deeded by me to the said Marion Middleton, by deed dated January 9th 1931, Recorded in Vol. 82, Page 421. Records Union County, Ohio.

D. W. Middleton.

Widow of

In the Probate Court of Union County, Ohio.

Cora Middleton, Edin. of
Florence Middleton and Forest Middleton, minors.
Plaintiff
vs her said wards.

Florence Middleton, Forest Middleton minors.
Defendants.

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And now comes Cora Middleton as widow of Marion Middleton, deceased and one of the defendants in the above entitled cause and voluntarily enters her appearance herein, and for her answer to the petition in this case filed, says: that she is the widow of said Marion Middleton, deceased, and as such is entitled to dower in the premises described in said petition; that her age is 49 years; that she consents to the sale of the real estate of said decedent, as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds, or in rents and profits; and asks the Court that said premises may be sold free from her dower estate therein and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such sale, as the Court may deem reasonable.

Cora Middleton,

The State of Ohio, Union, ss.

Cora Middleton, being duly sworn, makes oath that the facts stated in the foregoing answer are as she believes true. Cora Middleton.

sworn to by said Cora Middleton before me, and signed by her in my presence, this 25th day of March, A. D. 1922.

H. W. Kusted, Probate Judge.

Order For Notice

Probate Court, Union County, Ohio.

vs.

Proceedings to Sell Real Estate

Cora Middleton Widow of Florence Middleton et al.

Plt'f.

against

Her said Wards, et al. Deft. Order for notice.

To Cora Middleton, Guardian:

You are hereby ordered to give notice to Florence Middleton, and Forest Middleton your Wards Defendants to your petition, this day filed in said Probate Court, for assignment of dower and sale of the following described real estate of said Wards of the filing of said petition and the time when the same will be heard: such notice to be given at least 5 days before the time herein after named for said hearing:

The real estate so asked to be sold is described as follows, to wit: Part of Survey No. 5635. Their undivided 7/8 interest in the following premises, situated in the County of Union, State of Ohio, Township of Jayco, and bounded and described as follows, to wit: Beginning at a stone in the S.E. Corner of Ann M. Lister's land; thence S. on the east line of James Middletons land, to the S.E. corner of his land to a

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a stone: thence S. 8 1/4 E. 78.6 poles to a stone in the west line of James Wood's land: thence with the said line N. 10 1/2 E. 71.5 poles to a stone S.E. corner of Ann M. Liston's land: thence N. 80 1/2 W. 78.6 poles to the beginning, containing 38 acres, excepting about 1/2 acre sold to John Taylor Aug. 24- 1889. Date of Deed Jan. 9- 1901. vol. 82 page 421.

Also their undivided 2/3 of 1/2 interest in the following, beginning at the S.E. corner of a lot of land formerly owned by Ephraim Yarrington, in the Road leading from Somerville to Newton, being N.E. corner of a lot of land formerly owned by Solomon Yarrington known as the Joseph Bird land: thence running with Bird's East line S. 8 W. 37 poles to a stone and three Bushes: thence S. 81.4 E. 68 poles to a white Elm: thence N. 8 E. 33 poles to a stone in the S. line of Bourns Survey: thence with the said line N. 82 W. 69 poles to the beginning, containing 13 3/4 acres more or less. Dated Feb. 10- 1902. vol. 83 page 504.

Said petition will be for hearing before said Probate Court, at the office of the Judge of said Court, in Mansfield, Ohio, on the 10- day of April, A.D. 1922, at 9- o'clock, A.M.

Said Guardian will make due return showing how he served this order. Witness my hand and the seal of said Court, at Mansfield, Ohio, this 25- day of March, 1922.

W. B. Busted, Probate Judge.

Return of Order.

Recind this order the 25- day of March, 1922, and thereupon served the same, as shown hereon, Cora Middleton, Kidn.

Return.

The State of Ohio, Union County. I, Cora Middleton being duly sworn, say, that on the 5- day of April, 1922, I served this writ by delivering a true copy thereof personally to the within named Florence Middleton minor and Forest Middleton, minor. This affiant being the plaintiff in the within mentioned cause, the legal Guardian of said minors, their mother with whom they reside and in whose custody they are, their father being deceased.

Cora Middleton, Guardian.

Brought to before me and signed in my presence, this 5- day of April 1922. W. E. Kayay, Notary Public.

Order for Appraisement.

Probate Court, Union County, Ohio

April, 10- 1922

No. 9823

Journal Entry.

Cora Middleton, Guardian of Florence Middleton and Forest Middleton, minors. Plaintiff.

Her said Wards, and Cora Middleton, et. al. Defendants.

Order for Appraisement.

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This day this cause came on to be heard upon the petition, proofs, and exhibits, the Court find that all the defendants have been duly served with process, or have voluntarily entered their appearance in the case; and that as set forth in the petition, it is necessary to sell the real estate therein described, for the support and education of said minor defendants, Florence Middleton and Forest Middleton; it is therefore ordered and adjudged by the Court that the said premises be appraised free of debt, by the oaths of Roy C. Sanderson, W. T. Porter, and A. E. Kuy, judicious and disinterested freeholders of the vicinity shown. The Court hereby appoint for that purpose, and that they return their proceedings to this Court for confirmation.

W. H. Husted, Probate Judge.

Order of appraisement

The State of Ohio, Union County, ss. Probate Court,

To Cora Middleton, Guardian, Greeting:

In obedience to an order and decree of the Probate Court within and for said County, made this day in a certain cause, wherein you as Guardian of Florence Middleton and Forest Middleton are Plaintiff, and Cora Middleton, et al, are Defendants, you are commanded that by the oaths of Roy C. Sanderson, W. T. Porter and A. E. Kuy, judicious disinterested men of the vicinity, not of kin to the petitioner, who are freeholders of the County, in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made according to law, of the following described premises, free of the debt estate of Cora Middleton therein, to wit: the undivided $\frac{2}{3}$ interest in the following premises, situated in the County of Union, State of Ohio, and in the Township of Taylor, to wit: Survey No. 5635: Beginning at a stone in the S.W. corner of Sec. 27, Liston's Land; thence south on the East line of James Middleton's land to the south east corner of his land to a stone; thence S. $80^{\circ}4'$ E. 78.6 poles to a stone in the west line of James Woods land; thence with said line N. $10^{\circ}1/2'$ E. 71.5 poles to a stone S.E. corner of Sec. 27, Liston's land; thence N $80^{\circ}1/2'$ W. 78.6 poles to the beginning containing 35-acres, excepting about $\frac{1}{2}$ acre sold to John Taylor, Aug. 24th 1889. Date of Deed Jan. 9. 1901. Vol. 83 page 421. Also the undivided $\frac{2}{3}$ of $\frac{1}{2}$ interest in the following Survey No. 5635: Beginning at the S.E. corner of a plot of land formerly owned by Ephraim Yarrington in the road leading from Summerville to Newton being N.E. corner of a plot of land formerly owned by Solomon Yarrington known

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as the Joseph Bird land: thence running with Birds East line S. 8° N. 32 poles to a stone and three beeches; thence S. 81.4° 68 poles to a white Elm; thence N. 8° E. 33 poles to a stone in the south line of Brown's Survey; thence with said line N. 82° W. 68 poles to the beginning. Containing 13 3/4 acres more or less. Dated February 10th 1922. Vol. 83 (Page, 5-04.

You will make return of your proceedings herein to our said Probate Court forthwith upon execution of said order and, have you then and there this writ. Witness my signature as Judge and Ex-officio Clerk of our said Probate Court, and the seal of said Court, at Mansfield, Ohio, this 10th day of April 1922. *W. B. Busted*, Probate Judge.

Return

To the Probate Court of Union County, Ohio:

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated this 10th day of April, 1922.

Cora Middleton

Oath of Appraisers.

The State of Ohio Union County ss.

We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.

W. T. Porter, Roy L. Sanderson, A. E. Knox Appraisers.

Shown to before me, and signed in my presence, this 10th day of April, 1922. *L. H. Collins*, Notary Public

Appraisers Return.

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we, the undersigned appraisers, estimate the value of said real estate at \$15.00 per acre, or four thousand one hundred and one ^{and 25/100} Dollars (\$4101²⁵) for the entire tract (including the undivided 1/2 interest of Cora Middleton in said 13 3/4 acres) or a valuation of \$2344.66 2/3 for the undivided interest of said minor wards in said real estate, free of debts. Given under our hands, this 10th day of April 1922.

W. T. Porter, Roy L. Sanderson, A. E. Knox Appraisers.

Application to Sell Real Estate at Private Sale, Probate Court, Union County, Ohio, No. 9823

Cora Middleton, Edw. of Florence Middleton, and Forest Middleton Minors, Plaintiffs

Florence Middleton, and Forest Middleton Defendants

The said Plaintiff represents that it would be

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Final Record, Union County Probate Court

9523. for the best interest of the said minor defendants, to sell the real estate described in the petition in this case at private sale, for the following reasons: that they have an offer by a party who adjoins said farm and there is no other buyer at present, owing to the small interest of the said wards in said described premises. Their income is insufficient for their support and education.

And she therefore asks for an order authorizing her to sell said real estate at private sale.

Cora Middleton, Widow of Florence Middleton, ^{deceased} Forest Middleton, The State of Ohio, Union County, ss.

Cora Middleton, being duly sworn, says, that the various matters set forth in the foregoing Application are true as she truly believes. Cora Middleton,

known to before me and signed in my presence, this 10th day of April, 1922. ^{W. H. Kuester} Probate Judge

Affidavit of Disinterested Persons.

The State of Ohio, Union County, ss.

A. C. Knopf, and W. T. Porter, being duly sworn, says that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatsoever in the matters therein referred to, and, that it will be more for the interest of the said defendants, to sell said real estate at private sale than at public sale, as they truly believe.

W. T. Porter, A. C. Knopf,

known to before me and signed in my presence, this 10th day of April, 1922. ^{L. H. Collins} Notary Public

Application for appnt. of Guardian ad litem,

Probate Court, Union County, Ohio.

Cora Middleton, Widow of Florence Middleton, ^{deceased} Forest Middleton, minors.

April, 25th A.D. 1922.

application for.

appnt. of Guardian ad litem,

Plaintiff

Her said Wards, et. al.

Defendants.

To the Hon. W. H. Kuester Judge of said Court:

The undersigned Cora Middleton makes application for the appointment of a Guardian ad litem for the minor defendants in the above entitled case.

The defendant Florence Middleton is over the age of 14 years, and has been duly served with summons herein, and the defendant Forest Middleton is under the age of fourteen years and has been duly served with summons herein. The said Florence Middleton having neglected for twenty days after the return of the summons served upon her to apply for a Guardian ad litem. The undersigned suggests that M. H.

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Reams who is a suitable person be appointed as such
 Guardian ad litem. Respectfully, Cora Middleton, Guardian,
 Journal Entry: Probate Court, Union County, O. April, 25th 1922.
 Cora Middleton, Guardian of
 Florence Middleton, and
 Forest Middleton minors
 vs. Plaintiff appointment of
 Her said wards, et al. Guardian ad litem.
 Defendants.

This day Cora Middleton, Guardian of Florence Middleton and
 Forest Middleton appeared in open court, and made ap-
 plication for the appointment of a Guardian ad litem for
 the minor defendants in this case. And it ap-
 pearing to the Court that the defendant Florence
 Middleton is over the age of 14 years, and has been duly
 and legally served with summons herein, and
 having neglected for twenty days after the return of
 the summons served upon her to apply for a Guardian
 ad litem; and the defendant Forest Middleton is under
 the age of fourteen years, and has been duly and
 legally served with summons herein, it is ordered
 that M. B. Reams be and she hereby is appointed
 Guardian for the suit for said minor defendant.

And now comes the said M. B. Reams, and in open
 Court accepts said appointment. W. B. Husted, Probate Judge,
 Assent of Guardian ad litem.

Cora Middleton, Guardian of
 Florence Middleton, and
 Forest Middleton, minors. Plff.

Probate Court, Union County, Ohio,
 vs.

Petition To Sell Real Estate

Her said wards et al. Deft.

Assent of Minor Defendants.

And now come the said Florence Middleton, and
 Forest Middleton, the minor defendants, to the petition
 in said cause by M. B. Reams, their Guardian ad litem
 heretofore appointed in said cause by said Court, and
 for assent to said petition, deny all the material
 allegations therein contained, prejudicial to said
 minor defendants; and further say, that they are of
 tender years and not acquainted with the law in such
 cases. That they therefore pray the Court to protect their
 rights in this cause, and for such relief as may be just.

Florence Middleton and Forest Middleton

By M. B. Reams, Guardian ad litem.

Journal Entry: Order Approving appointment and for Bonds,
 Cora Middleton, Guardian of
 Florence Middleton and
 Forest Middleton, minors.
 vs. Plff.

Probate Court, Union County, Ohio,
 April, 10th 1922.

Her said wards et al. Deft.

Order for Bond.

This day came the said Plaintiff, by her attorney,

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Final Record, Union County Probate Court

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and produced to the Court the report of an appraisement herein made by Roy C. Sanderson, W. F. Porter, and A. E. Knox, in pursuance of a former order of this Court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed.

It is further ordered that said Cora Middleton execute within ten days, to the State of Ohio, a bond with sufficient freehold securities, to be approved by the Court, in the sum of Five thousand Dollars, conditioned according to law, and this cause is continued. H. B. Busted, Probate Judge. Guardian's Bond.

Know all men by these Presents: That Mrs Cora Middleton Roy C. Sanderson and Francis Middleton are held and firmly bound unto the State of Ohio in the sum of Five thousand Dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators. Signed by us, and dated at Mansfield, Ohio, this 15th day of May, A. D. 1922.

The Condition of the above obligation is such, that whereas, the above bound Cora Middleton was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of Florence Middleton and Forest Middleton, and whereas, the said Cora Middleton as such Guardian, has filed a petition in said Probate Court asking an order for the sale of certain real estate of said wards described in said petition, which under proceedings in said Court duly had, has been appraised at the sum of Two thousand three hundred forty-four and 66 2/3/100 Dollars and, whereas, said Court, on the 25th day of April, 1922, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

Now, if the said Cora Middleton as Guardian aforesaid, shall faithfully discharge her duties as such Guardian, and faithfully pay over and account for, all moneys arising from the sale of said Real Estate according to law, then this obligation to be void, otherwise to remain in full force.

Cora Middleton, Roy C. Sanderson, Francis Middleton Executed in presence of Roy C. Sanders, Ines Middleton, Brown to

This Bond approved in open Court, this 15th day of May, 1922. H. B. Busted, Probate Judge

Journal Entry: Probate Court, Union County, Ohio. May 15th 1922. Cora Middleton, Ines of Florence Middleton, and Forest Middleton Minors Plaintiff v. Her said Wards, et al. Defts. approving Bond, and Ordering Sale.

9823

This day this cause came on further to be heard, and it appearing to the Court, that the said Cora Middleton, Guardian, the plaintiff above named has given bond as heretofore ordered, in the sum of Five thousand Dollars, with Roy C. Sanderson, and Francis Middleton freeholders as sureties; it is ordered that said bond be and hereby is approved.

And it is made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said wards to sell the real estate described in the petition at private sale.

It is therefore further ordered that said Cora Middleton as such Guardian proceed according to law to sell at private sale, the real estate described in the petition, free of down, for not less than the appraised value of said real estate, on the following terms, to wit: Cash in hand on day of sale.

And said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

H. H. Busted, Probate Judge.

Order of Sale - Free of Down.

The State of Ohio Union County, ss. Probate Court.
To Cora Middleton, Guardian of Florence Middleton and Forest Middleton, minors. Greeting:

In obedience to an order and decree of the Probate Court within and for said County made this day, in a certain cause, wherein you as Guardian are Plaintiff and Florence Middleton et al. are Defendants you are commanded to proceed according to law, to sell at private sale, for not less than, --- the appraised value thereof free of the down of Cora Middleton widow of Marion Middleton deceased the following described premises, to wit:

Situate in the State of Ohio County of Union and Township of Taylor, being part of Survey No. 5635 and bounded and described as follows: Being the undivided 7/8 interest in the following premises: Beginning at a stone in the southwest corner of Acre W. Lister's land; thence South on the East line of James Middleton's land, to the south east corner of his land to a stone; thence S. 80 1/4 E. 78.6 poles to a stone in the West line of James Wood's land; thence with said line N. 10 1/2 E. 71.5 poles to a stone, southeast corner of Acre W. Lister's land; thence N. 80 1/2 W. 78.6 poles to the beginning, containing 35 acrs. Excepting about one half acre sold to John Taylor, August 24th, 1889.

Also the undivided 7/8 interest in the undivided one-half of the following premises, part of said Survey No. 5635; bounded and described as follows:

Beginning at the southeast corner of a lot of land formerly owned by Ephraim Garrison in the road leading from Summer Hill to Newton, being northeast

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Final Record, Union County Probate Court

9823

Corner of a lot of land formerly owned by Solomon Yarrington, known as the Joseph Bird land: thence running south Bird's East line S. 8° W. 32 poles to a stone and three beeches; thence S. 81° 40' E. 68 poles to a white elm; thence 8° E. 33 poles to a stone in the south line of Bourne's survey; thence with said line N. 82° West 68 poles to the beginning.

Containing 13 3/4 acres, more or less. Said sale to be upon the following terms: Cash in hand on day of sale. you will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Mansfield Ohio, this 15th day of May, 1922. H. H. Keusted Probate Judge.

Return,
To the Probate Court of Union County, Ohio.
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 1st day of July, 1922.
Cora Middleton.

Report of Sale.

In obedience to the within order, I sold said premises, on the 1st day of July, 1922, to Kathryn Warner, for the sum of Two thousand four hundred eighty two, and 50/100 Dollars, said sum being more than the appraised value of the same. Cora Middleton, Edw. Florence Middleton and Forest Middleton, minors. Dated the 1st day of July, 1922.

The State of Ohio, Union County, ss.
The above named Cora Middleton, Edw. of Florence Middleton and Forest Middleton being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price she could get for said property. Cora Middleton, Guardian.

Sworn to before me, and signed in my presence, this 1st day of July, 1922. H. H. Keusted, Probate Judge.

Journal Entry; Probate Court, Union County, Ohio,
Cora Middleton, Guardian of
Florence Middleton, and
Forest Middleton, minors.
Plaintiff
Her said Heirs, et al. Defendants
Orders approving and
Confirming Sale.

This day this cause coming on to be heard on the report of Cora Middleton, Guardian, of Florence Middleton and Forest Middleton, minors of her proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale made in obedience to said order; the Court

9823 having carefully examined said report, and finding the proceedings of said petition in all respects correct, and being satisfied that said sale was fairly and legally made. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that said petitioner execute a deed of all the right, title and interest of the said Florence Middleton and Forest Middleton, minors, in said real estate to the purchaser, Kathryn Warner, upon the said purchaser paying the said purchase money. It is further ordered that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$-- within ten days.

K. H. Husted, Probate Judge.

9725
Filed
Dec. 13-1921

In the matter of the Estate of Ellen Clark, Deceased.
Petition To Sell Personal Property.

Probate Court, Union County, Ohio.
No. 9725 - Petition To Sell Personal Property
Petition

To the Judge of said Court:
The undersigned respectfully represents that he is the duly appointed and qualified administrator of Ellen Clark of said County; that the personal property of said estate has been duly appraised, and the inventory and appraisement thereof filed in said Court. Your petitioner makes application for authority to sell at private sale, as provided by law, and upon such terms as the Court may order, the following personal property of said estate, as described in said inventory and appraisement, to wit:
One lot household goods \$ 42.70

Said authority is asked for the following reasons: That said chattels will sell at a better advantage and that the cost of a public sale would be too expensive for the amount of goods to be sold.

A. D. Parish

The State of Ohio, Union County, ss.

A. D. Parish, being duly sworn, says that the facts stated in the foregoing petition are true, as he verily believes.

A. D. Parish

Sworn to before me, and signed in my presence, this 13th day of Dec. 1921.

K. H. Husted, Probate Judge

Journal Entry: Order for Private Sales

In the matter of the Estate of Ellen Clark, Deceased.

Probate Court, Union County, Ohio.
December, 13th 1921
Petition To Sell Personal Property
Order of Sale.

This day this cause came on to be heard upon the petition herein filed and testimony A. D. Parish and J. R. Sanders, and the Court being fully advised in the premises, finds that the statements

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and allegations in said petition are true, and that the property therein described ought to be sold as prayed for. And the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at private sale, it is therefore ordered that A. D. Parish, ad. admr. of said estate proceed to sell said personal property at private sale, for not less than the appraised value thereof. It is further ordered that said sale be made upon the following terms, to-wit: Cash in hand at time of sale.

It is further ordered that said Admr. make return of his proceedings herein within two months, from this date, and forthwith after such sale is made, and this cause is continued.

H. H. Busted, Probate Judge.

Order of Private Sale, Personal Property, Probate Court, Union County, Ohio.

In the matter of the Estate of Ellen Clark, Deceased.

Order of Sale, of Personal Property

To A. D. Parish, In obedience to an order and decree of the Probate Court, within and for said County made this day, in the matter of said estate, you are hereby authorized and required to proceed according to law to sell, at Private sale, at not less than the appraised value thereof, the following goods and chattels belonging to said estate, to-wit: One lot household goods \$42.70 said sale to be on the following terms:

You will return this order within six months from this date, and forthwith upon the execution of the same, together with your report thereon endorsed.

Witness my hand and the seal of said Court, this 13th day of December, A. D. 1921. H. H. Busted, Probate Judge.

9726-

Return

Probate Court, Union County, Ohio, Report of Sale of Personal Property

In the matter of the Estate of Ellen Clark, Deceased.

The undersigned, Administrator of said estate, says that in obedience to the order of said Court hereto attached, he sold, said personal property, commencing on the 15th day of December, 1921, and closing on the 21st day of April, 1922, for the sum of \$47.35, said sum being not less than the appraised value of the same. A detailed Bill of said sales is hereto attached, Dated this 16th day of May, 1922.

A. D. Parish,

One lot house goods, 42.70 sold to various persons, \$47.35, The State of Ohio, Union County.

9725

A. D. Parish, Adm. of the estate of Ellen Belask, Deceased, being duly sworn, says that the foregoing Report is in all respects true and correct. That such sale has been made after a diligent endeavor to obtain the best price for the property and that the sale reported is for the highest price he could get for the property.

A. D. Parish, Adm.
Sworn to before me, and signed in my presence, this 16th day of May, 1922. W. H. Busted Probate Judge

Journal Entry: Probate Court, Union County, Ohio, May 16th 1922.
In the matter of the Estate of Ellen Belask, Deceased, Sale Per. Property confirmed. The adm. of the above named decedent having filed his return of the order heretofore issued for private sale of the personal property of said decedent, and the Court having carefully examined the same, find said proceedings in all respects regular and in accordance with law, and therefor approve and confirm the same.
W. H. Busted, Probate Judge.

9766
Filed
May 20, 1922

In the matter of the Estate of Mary M. Watts, Deceased.
Petition to Sell Personal Property at Private Sale
Probate Court, Union County, Ohio,
no. 9766.

In the matter of
The Estate of
Mary M. Watts, Deceased.
Private Sale of Personal Property
Petition.

To the Judge of said Court: The undersigned
Samuel G. Watts, Adm. of the estate of Mary M. Watts,
late of said County, deceased, respectfully makes applica-
tion in authority to sell at private sale and at
not less than its appraised value, the part of the
personal property of said estate which is enumerated
in the schedule attached hereto, and which is also
enumerated in the inventory of said estate filed in
said Court. And the petitioner alleges that said
would be for the advantage of said estate, for the
following reasons: that it will sell to a better advan-
tage to sell at private sale. Dated May 20th 1922,
Samuel G. Watts, Adm.

The State of Ohio, Union County:
Samuel G. Watts being duly sworn, says that the various
matters and things contained in the foregoing application,
are true, as he verily believes. Samuel G. Watts

Sworn to before me, and signed in my presence, this
20th day of May, 1922. W. H. Busted Probate Judge

One Registered 4 1/4 of Liberty Bond	\$ 500.	478.00
One " " " " " "	100.	95.60
One Watch		30.50

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Journal Entry: Orders for Private Sale.

Probate Court Union County, Ohio.

In the matter of

May, 20th 1922.

The Estate of

Petition to Sell Personal Property.

Mary M. Watts, Deceased,

Order of Sale etc.

This day this cause came on to be heard upon the petition herein filed. And, the Court being fully advised in the premises finds that the statements and allegations in said petition are true, and that the property therein described ought to be sold as prayed for. And, the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at private sale; it is therefore ordered that Samuel B. Watts as Administrator of said estate proceed to sell said personal property at private sale, for not less than the appraised value thereof. It is further ordered that said sale be made upon the following terms: Cash in hand at time of sale.

It is further ordered that said Adm. make return of his proceedings herein, within 30 days from this date, and forthwith after such sale is made, and this cause is continued. W. H. Busted Probate Judge.

Order of Private Sale, Personal Property.

Probate Court, Union County, Ohio.

In the matter of

vs.

The Estate of

Order of Sale Personal Property.

Mary M. Watts, Deceased

J. Samuel B. Watts, Adm.

In obedience to an order and decree of the Probate Court within and for said County, made this day, in the matter of said estate, you are hereby authorized and required to proceed according to law to sell, at private sale, at not less than the appraised value thereof, the following goods and chattels belonging to said estate, to-wit:

- | | |
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| 1. \$500 registered 4 1/4 % Bond | 478.00 |
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| one watch | 30.00 |

said sale to be on the following terms: cash in hand at time of sale.

Witness my hand and the seal of said Court, this 20th day of May, A. D. 1922. W. H. Busted, Probate Judge.

Return

Probate Court, Union County, Ohio.

In the matter of The Estate of
Mary M. Watts, Deceased.

Report of Sale of
Personal Property.

The undersigned Adm. of said estate, says that

478.00
95.60
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in obedience to the order of said Court. hereto attached, he sold the said personal property for the sum of Six hundred Twenty one dollars. said sum being not less than the appraised value of the same. a detailed Bill of said sales is hereto attached. Dated this 20th day of May, 1922.
Samuel G. Watts.

Bill of Sales

Registered \$5.00	4 ¹ / ₄ Bond	478. ⁰⁰	Bank of Marysville.	472.50
" 100.	" "	98.60	" "	98.50
Watch		30.00	J.G. Watts.	30.00

The State of Ohio, Union County,

Samuel G. Watts, Admin. of the estate of Mary M. Watts, dec'd being duly sworn, says that the foregoing Report is in all respects true and correct, that such sale has been made after a diligent endeavor to obtain the best prices for the property, and that the sale reported is for the highest price he could get for the property, Samuel G. Watts, Admin.

Sworn to before me and signed in my presence, this 20th day of May, 1922. ^{at} H. B. Husted, Probate Judge
Journal Entry: Probate Court, Union County, O. May 20th 1922.
In the matter of: Sale of Personal Property Confirmed.

The Estate of Mary M. Watts, Dec'd.

The administrator of the above named decedent having filed his return of the private sale of the personal property of said decedent, and the Court having carefully examined the same, find said proceedings in all respects regular and in accordance with law, and therefore approves and confirms the same.
H. B. Husted, Probate Judge,
Probate Court, Union County, Ohio.

In the matter of The Estate of Mary M. Watts, Decedent.

May 20th 1922.
Order approving and confirming sale.

This day this cause coming on to be heard on the report of Samuel G. Watts, Admin. of the Estate of Mary M. Watts of his proceedings under the former order of this Court; the Court having carefully examined said report, and being satisfied that said sales have in all respects been regular and legal. It is ordered that the same be and hereby is approved and confirmed.

It is further ordered that this proceeding be recorded, and that said Admin. pay the costs herein taxed at \$ 3.⁰⁰ within ten days.

H. B. Husted Probate Judge

9608
Filed

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In the matter of the Estate of Jesse Harris, Deceased,
Petition To Sell Personal Property.

In the matter of Probate Court, Union County, Ohio.
No. 9608.

Jesse Harris, Deceased, Petitioner To Sell Per. Property - Petitioner.
To the Judge of said Court:

The undersigned respectfully represents that he is the duly appointed, and qualified admin. of the Estate of Jesse Harris deceased, of said County; that the personal property of said estate has been duly appraised, and the inventory and appraisement thereof filed in said Court. Your petitioner makes application for authority to sell at private sale, as provided by law, and upon such terms as the Court may order, the following personal property of said estate (as described in said inventory and appraisement, to-wit:

- 22 One roan mare \$50.00
- 18 1200 bu. of corn 720.00

Said authority is asked for the following reasons:

1. Because, this applicant believes that said personal property is liable to be sold for less than the appraisement, if sold at public sale, whereas, it can be sold for the full appraised value, if sold at private sale.

G. A. Harris, Admin.

The State of Ohio, Union County, ss.

G. A. Harris being duly sworn, says: that the facts stated in the foregoing petition are true, as he verily believes.

G. A. Harris, Admin.

Sworn to before me and signed in my presence.

This 1st day of May, 1922, Edward W. Porter, Notary Public

Journal Entry: Orders for Private Sale.
Probate Court, Union County Ohio
May 1-1922.

In the matter of
The Estate of
Jesse Harris Deceased,
Petitioner To Sell Personal Property,
Orders of Sale.

This day this cause came on to be heard upon the petition herein filed and the testimony, and the Court being fully advised in the premises finds that the statements and allegations in said petition are true, and that the property therein described ought to be sold as prayed for, and the Court being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said personal property at private sale, it is therefore ordered that G. A. Harris as admin. of said estate of Jesse Harris, deceased, proceed to sell said personal property at private sale, for not

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less than the appraised value thereof.
 It is further ordered that said sale be made upon the following terms, to-wit: Cash in hand at time of sale.
 It is further ordered that said Adm'r. make return of his proceedings herein within 90 days from this date, ^{and} forthwith after such sale is made. ^{and} this cause is continued.

H. B. Busted, Probate Judge.

Order of Sale, Probate Court, Union County, Ohio

In the matter of
 the Estate of
 Jesse Harris, Deceased.

Petition to Sell Personal Property
 Order of Sale.

To G. A. Harris Adm'r. of the estate of Jesse Harris, deceased.

In obedience to an order and decree of the Probate Court within and for said County made this day in the matter of said estate you are hereby authorized and required to proceed according to law to sell, at Private Sale at not less than the appraised value thereof, the following goods and chattels belonging to said estate to-wit:

#22. one roan mare	\$ 50.00
#18 1200 bu. of corn	720.00

#27. one roan mare \$50.00	to Robert McMillen	\$ 50.00
#18-1200 bu. of corn 720.00	to Casper Harris, 568 bu. 60¢	340.80
	Wm. McEntosh 247 bu	148.20
	Levin Brunel 57 bu. 60¢	31.20
	Henry Bair 52 1/2 bu. 60¢	31.50
	Harley Clapaddle. 30 bu.	30.00

To the Court:

The Adm'r. herein hereby respectfully reports further that the appraisers herein erroneously estimated the number of bushels of corn in said Item 18 to be 1200, whereas, in truth and in fact, there were instead 969 1/2 bushels only, the sale of which is shown in detail herein.

The State of Ohio, Union County ss.

G. A. Harris, adm'r. of the estate of Jesse Harris, deceased, being duly sworn, says that the foregoing report is in all respects true and correct. That such sale has been made after diligent endeavor to obtain the best price for the property, and that the sale reported is for the highest price he could get for the property.

G. A. Harris, adm'r. of the Estate of Jesse Harris, deceased.

Known to me and signed in my presence, this 28. day of July, 1922. ^{and} Edward H. Porter, Notary Public in and for said County, Ohio, do hereby approve and confirm said Order of Sale.

July 28, 1922.

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 Dec. 6-1923
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Final Record, Union County Probate Court

9608. In the matter of
 The Estate of
 Jesse Harris, Deceased.

Petition to Sell Personal Property,
 Orders approving and
 Confirming Sale.

This day the cause came on to be heard on the report of G. A. Harris, Adm'r. of the estate of Jesse Harris, dec'd. of his proceedings under the former order of this Court, the Court having carefully examined said report, and being satisfied that said sales have in all respects been regular and legal. It is ordered that the same be and hereby is approved and confirmed. It is further ordered that this proceeding be recorded, and that said Adm'r. pay the costs herein taxed at.

H. B. Busted, Probate Judge.

10227
 Filed
 Dec. 6-1923
 E. W. Porter
 atty.

Guardians Petition to Sell Real Estate,
 Probate Court, Union County, Ohio,
 no. 10227.

Gladys Marine, Guardian, Plaintiff
 vs.
 Her wards Clifford Moor, a minor,
 William F. Moor, Frank E. Moor,
 Anna J. Moor, Mrs. Harry E. Moor, and
 Gladys Marine, Defendants.

Petition to Sell
 Real Estate,
 Petition

The Plaintiff represents that she is the duly appointed and qualified Guardian of Frank Clifford Moor, of the age of 8 years, on the 21 day of June, 1923, and residing with his mother, said Gladys Marine at Lestery Township, Union Co. Ohio and further that Gladys Marine is the widow of George W. Moor, deceased, and that said minor Frank Clifford Moor is the son of this plaintiff and of said George W. Moor, deceased. That the first two tracts herein described, came to said ward, as herein after shown, by inheritance from said George W. Moor's estate, and said third tract herein described by inheritance from the estate of his grand mother, Mary J. Moor, deceased. That said ward is the owner in fee simple of the undivided one-fifth interest of the following described real estate, situated in the County of Union State of Ohio, and in the Township of Lestery, to wit: Part of Survey, No. 5306, and beginning at a stake at the south west corner of a lot of land, of thirty-three acres, and sixty poles, owned by James McAllister; thence S. 8 1/4° E. 54 poles to a stake the north-west corner of land owned by Daniel Wolford, in. 1862; thence with the north line of said Wolford's land N. 81 1/2° E. 161 poles to a stake and three ashes and a beech; thence N. 83 1/4° W. 51 poles to two white oaks, and a beech; thence S. 81 3/4° W. 161 poles to the place of beginning, containing 53 acres, more or less, and being the same premises conveyed by

10227

by David D Welch, and wife, to Robert D. Lee, by deed, dated December 25-1862, to which reference is hereby made. Said tract: Situated in the same Township, County and State as aforesaid and bounded as described as follows: Beginning at the original north line of said Survey at three beeches thence S. 80° W. 160 poles to a beech and ash the corner of a lot sold and conveyed to David Gallant; thence S. 10° E. 107 poles to a sugar tree, a beech, and iron-wood; thence N. 50° E. 161 poles to a white oak, and beech; thence N. 10° W. 106 poles to the beginning. It being known as Lot No. 2, in Survey No. 5506; excepting that portion lying west of the Marion Road and heretofore conveyed to D. D. Welch and trustee same set off to Paul Evans, in a partition of the real estate of Thomas Evans deceased. For a better description reference is made to Surveyor's Report of said partition, containing sixty acres, more or less, being the same, furnished conveyed to Robert F. Lee by Jacob C. Lee and wife by deed dated April 29-1864, to which reference is hereby made.

Third Tract: also one other tract of land situated in the same Township, County, and State, in Survey No. 5506, and bounded and described as follows: Beginning at a stone in the South line of William L. Sanders land at the north west corner of Alving Drake's land; thence with said Drake's west line S. 5° E. 77.60 poles to a stone, said Drake's south west corner and in the north line of Lizzie Barry's land:

thence with the north line of said land, S. 85° W. 79.12 poles to a stone and brick in the east line of Sarah E. Hazen's land; thence with said east line and the east line of Hugh E. Moore's land N 5° W. 77.60 poles to a stone and brick at the south west corner of said Sanders' land; thence with the south line of said land N. 85° E. 79.12 poles to the place of beginning. Containing 38 acres, more or less. Said real estate is worth annually

one hundred and forty-five dollars. That said plaintiff has received no rents from said real estate of his ward.

That the sale of said real estate is necessary to procure funds for the maintenance, education, and control of said ward.

The plaintiff therefore prays that said William B. Moore, Frank E. Moore, Anna J. Moore, and Harry E. Moore, may be made defendants to this petition and notified of the pendency hereof according to law, that Plaintiff may be ordered to sell said real estate for the reason and purposes hereinbefore proposed, and for other proper relief. Gladys, Mariner Guardian of Frank Clifford, a minor.

The State of Ohio, Union County, Gladys Mariner.

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being duly sworn, says, that she is the plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as she verily believes.

Gladys Marine, Guardian.

Sworn to before me, and signed in my presence this 6-day of December, 1923, Edward H. Porter, Notary Public, Union Co., Ohio.

Journal entry: order in time of hearing, and for notice. Probate Court, Union County, Ohio.

Gladys Marine, Guardian of Frank Clifford Moore, minor Plaintiff

December 6 - 1923.

Rev. Ward, et al. Defendants. Order for notice.

This day Gladys Marine, Guardian of Frank Clifford Moore, appeared in open court and filed her petition duly verified, asking for the sale of real estate therein described, belonging to her said ward, Frank Clifford Moore, a minor. It is ordered that the time of hearing said petition be, and hereby is fixed for the 5th day of January, 1924, at 9 o'clock P.M. It is further ordered that said Guardian cause notice thereof, and of the filing and demand of said petition, to be given to said Frank Clifford Moore, her ward, and to Gladys Marine, widow of George H. Moore, dec'd, all persons entitled to the next estate of inheritance in such real estate, Defendants: in writing to be served upon them personally, and by leaving copies thereof at the usual place of residence of each of those who can not be served personally, 30 days before said day of hearing, and this cause is continued.

W.H. Husted, Probate Judge

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County. To Gladys Marine. You are hereby commanded to notify Frank Clifford Moore, minor, making service of this summons upon said minor, and also upon the guardian, or father, or if neither guardian or father can be found, then upon the mother, or the person having the care of said minor, or with whom he lives: that on the 6-day of Dec-1923 Gladys Marine Guardian of said minor son of George H. Moore, deceased, filed his petition in the Probate Court of said Union County, Ohio, against them or others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said ward, in said petition described, for the purpose of paying for the maintenance, education and control of said minor, and that unless they answer by the 5th day of January, 1924, said petition will be taken as true, and an order granted accordingly.

10227 The server will make due return of this writ on the 17 day of December, 1923. This writ to be served on each of said defendants, by copy personally. Witness my hand and the seal of said court, this 6-day of Dec. 1923.

W. H. Busted, Probate Judge.

Return of Service.

Recind this writ on the 6-day of December, 1923, at New York, N. Y. and, on the days, and, in the manner hereinafter named, I served the same on Frank Clifford Moom, the within named defendant, who is a minor. December, 1923, on Gladys Marine, the guardian of the said Frank Clifford Moom, minor as aforesaid. Gladys Marine.

The above named, Gladys Marine, who has signed the same, being duly sworn, says, the foregoing Return of Service, is true, as she truly believes known to inform me, and, signed in my presence, this 6-day of December, 1923.

Edward H. Porter, Notary Public Union Co, Ohio
Answer of Widow.

Probate Court, Union County, Ohio.

Gladys Marine, Gdn. of
Frank Clifford Moom, Minor.
Plaintiff

No. 10227

Frank Clifford Moom, et. al.
Defendants.
Answer of Widow.

and now comes Gladys Marine, one of the defendants in the above entitled cause and voluntarily enters her appearance, herein, and, for answer, to the petition in this case, filed, says, that she is the widow of said George B. Moom, deceased, and, as such is entitled to her dower in the first two tracts, described in said petition that her age is 38 years and, she freely consents to said sale, as prayed for, and, waives the assignment of dower in said premises by metes and bounds, or, in rents and profits and, asks the Court, that said premises may be sold free from her dower estate therein, and, that the value, of such dower estate may be ascertained and paid her in lieu thereof out of the proceeds of the sale, such sum of money, as the Court deems just and reasonable - value of her dower estate interest in said real estate. Gladys Marine.

The State of Ohio, Union County.

Gladys Marine, being duly sworn, says, that the statements in the foregoing answer are true as, she verily believes.

Gladys Marine.

Sworn to before me, and, signed in my presence, this 6-day of, December, A.D. 1923.

Edward H. Porter, Notary Public, Union Co., Ohio.

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Gladys Marine, Adm. of Frank Clifford Moore, minor. v. Plaintiff	Wainor Probate Court, Union County, Ohio, no. 10227
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Frank Clifford Moore, Def'ds. Wainor.
 We, the undersigned Gladys Marine, William C. Moore,
 Frank E. Moore, Anna J. Moore, and Harry E. Moore,
 parties defendant to the petition in the above entitled
 action, do each of us hereby waive the issuing and
 service of summons, and voluntarily enter our appearance
 as such defendants, and we do hereby consent to the
 sale of the Real estate described in the petition in
 said action according to the prayer of the same.

Gladys Marine, William C. Moore, F. E. Moore, Anna J. Moore, Harry E. Moore,
 Journal entry: Probate Court, Union County, Ohio.

Gladys Marine, Adm. of Frank Clifford Moore, minor. v. Plaintiff	January, 7-1924
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Frank Clifford Moore, w minor order of appraisement.
 Defendants:

This day, this cause came on to be heard upon the
 petition, evidence, and testimony and the Court, being
 fully advised in the premises finds: that all the
 defendants herein have been duly, and, legally served
 with process, or, have voluntarily entered their appearance
 herein, and are now properly before the Court, and that
 the statements and allegations in said petition are
 true that said Gladys Marine, widow of said George
 H. Moore, is entitled to her dower in said real estate;
 that said widow by her answer herein waives the
 assignment of dower in said premises by meter and
 bounds, or, in rents and profits, and consents to the
 sale of said premises free from her dower estate
 therein, and the Court, being satisfied that it is
 necessary to sell the real estate of said ward,
 described in the petition to procure funds for the
 maintenance, education, and control of said ward.

It is ordered that W. D. Stricker, Aron Soliday,
 and F. M. Sawyer, three suitable and judicious dis-
 interested men of the vicinity of said real estate,
 who are freeholders, be and they hereby are appointed
 to appraise said lands, at their true value in
 money, free from the dower estate of said Gladys
 Marine, widow of said George H. Moore, deceased herein.
 It is further ordered, that said appraisers be sworn
 as required by law, and, afterward, upon actual view
 perform the duties required of them, and make return of
 their proceedings in writing to this Court, on or before

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the 15th day of January, 1924. ^{Probate Judge} This cause is continued. W. H. Husted
Order of appraisement.

The State of Ohio, Union County, ss. Probate Court.
 To Gladys Marine, Guardian of Frank Clifford Moore, Minor, Petitioner;
 In obedience to an order and decree of the Probate Court,
 within and for said County, made this day in a certain
 cause, wherein you as Guardian of Frank Clifford Moore, a
 minor, are Plaintiff, and Frank Clifford Moore, et al, are
 Defendants you are commanded that by the votes
 of W. D. Stricker, and Sidney W. F. M. Sawyer, judicious
 disinterested men of the vicinity, not of kin to the
 petitioner, who are freeholders of the County in which said
 real estate is situated, and upon actual view, you cause
 a just valuation and appraisement to be made
 according to law of the undivided one-fifth interest
 of the following described premises, part of the dower estate of
 Gladys Marine, widow of George H. Moore, therein to wit:
 First Tract, situated in the County of Union State of
 Ohio and in the Township of Leetown, and being part of
 Survey No. 5-506, and beginning at a stake at the south
 west corner of a lot of land of thirty-three acres and
 sixty poles owned by James M. Allister; thence S. 8 1/4°
 E. 57 poles to a stake the north-west corner of land
 owned by Daniel Wolford in 1862; thence with the north
 line of said Wolford's land, N. 81 1/2° E. 161 poles to a stake
 and there ash and a beech; thence N. 8 3/4° W. 51
 poles to two white oaks, and a beech; thence S. 81 3/4°
 N. 161 poles to the place of beginning, containing 53
 acres, more or less, and being the same premises con-
 veyed by David D. Welch, and wife to Robert D. Lee by
 deed dated December, 25-1862, to which reference is
 hereby made. Second Tract; situated in the
 same Township, County and State, as aforesaid, and bounded
 as described as follows: Beginning at the original north
 line of said Survey at three beeches; thence S. 80° N. 160 poles
 to a beech and ash the corner of a lot sold and conveyed
 to David Ballant; thence S. 10° E. 107 poles to a sugar
 tree, a beech and iron-wood; thence N. 80° E. 161 poles
 to a white oak, and beech; thence N. 10° W. 106 poles to
 the beginning. It being known as lot No. 2, in Survey
 No. 5-506, excepting that portion lying west of the main
 Road and hereafter conveyed, to D. D. Welch, and Trinity
 acres set off to Basil Evans in a partition of the real
 estate of Thomas Evans, deceased. For a better
 description reference is made to the Surveyors Report of
 said partition containing 60 acres, more or less, and
 being the same premises conveyed to Robert F. Lee by
 Jacob C. Lee, and wife, by deed, dated April 29th

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1864, to which reference is hereby made. Third Tract;
 Also one other tract of land, situated in the same Township
 County and State, in Survey No. 55-06; and, bounded and des-
 cribed as follows: Beginning at a stone in the South
 line of William L. Sander's land, and at the northwest
 corner of Alonzo Drake's land; thence with said Drake's west
 line S. 5° E. 77.60 poles to a stone, said Drake's south
 west corner and in north line of Lizzie Barry's land;
 thence with the north
 line of said land, S. 85° W. 79.12 poles to a stone, ^{and}
 brick in the east line of Sarah R. Kergest's land; thence
 with said east line and the east line of Hugh E.
 Moon's land, N. 52° W. 77.60 poles to a stone and
 brick at the south-west corner of said Sander's land;
 thence with the south line of said land N. 85° E.
 79.12 poles to the place of beginning, containing 38.
 acrs. more or less - you will make return of
 your proceedings to this Court forthwith upon execution
 of this order. Witness my signature and the seal of
 said Probate Court, at Marysville, this 7th day of January
 1924, ~~W. H. Husted~~ W. H. Husted, Probate Judge

Return

To the Probate Court of Union County, Ohio.
 In obedience to the foregoing order, I have caused
 the same to be duly executed, as will fully appear
 by the proceedings hereto attached, dated 15th day of January, 1924.
 Gladys Marine, Guardian of said

Oath of Appraisers

The State of Ohio, Union County.
 We, the undersigned appraisers, do make solemn
 oath, that we will, upon actual view, honestly and
 impartially appraise the within described real
 estate at its fair cash value, and perform the duties
 required of us, in pursuance of the foregoing order.

F. M. Sawyer, W. D. Stricker Amos Holiday Appraisers.
 Done to before me, and signed in my presence, this 15th
 day of January, 1924 ^{and} Edward W. Porter, Notary Public, Union Co., Ohio.

Appraisers Return

In obedience to the foregoing order, after being first
 duly sworn, and upon actual view of the premises,
 therein described, we, the undersigned appraisers
 estimate the value of said real estate marked
 herein as "First Tract" and "Second Tract" said
 undivided one-fifth interest therein, at thirteen
 hundred ninety-five ^{and} 3/100 Dollars (\$1395.⁶³) free of
 said decedent's estate of said Gladys Marine, widow of
 said George H. Moon, deceased. We also estimate
 the value of said "Third Tract" herein described

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at Six Hundred and Forty-one Dollars (\$641.00) and both of said tracts together at Two Thousand and Forty-one and 63/100 Dollars. (#2041.63) being under our hands, this 15-day of January, 1924. F.M. Sawyer, W.D. Stricker, Amos Soliday appraisers. Joyful entry. Order. Appraising appraisement for Bond. Probate Court, Union County, Ohio.

Gladys Marine Guardian of Frank Clifford Moor, minor. Plaintiff

January 15th 1924.

Frank Clifford Moor, Defendants. Order For Bond, etc.

This day came the said Plaintiff by her attorney, and produced to the court the report of an appraisement herein made by F.M. Sawyer, W.D. Stricker, and Amos Soliday in pursuance of a former order of this court; and it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed. It is further ordered that said Gladys Marine, as Guardian execute within 1 day to the State of Ohio, a bond with sufficient freehold, sureties to be approved by the Court in the sum of Forty-one Hundred Dollars (\$4100.00) conditions according to law and this cause is continued, H.H. Trustees, P.J. Guardian's Bond.

Know all men by these Presents: That we, Gladys Marine, Guy Lechner, and W.C. Moor, do hereby, and firmly bound unto the State of Ohio, in the sum of Forty-one Hundred Dollars, (\$4100.00) for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and Administrators, signed by us, and dated at Marysville Ohio, this 15-day of January, A.D. 1923. The condition of the above obligation is such, that whereas, the above bound Gladys Marine was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of Frank Clifford Moor, a minor, and whereas, the said Gladys Marine, as such Guardian, has filed a petition in said Probate Court, asking an order for the sale of certain real estate of said Ward, described in said petition, which under proceedings in said Court, duly had, has been appraised at the sum of Two Thousand and Forty-one and 63/100 Dollars, and, whereas, said Court, on the 15-day of January, 1924 made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided. Now, if the said Gladys Marine as Guardian aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over and account for all moneys arising from the sale of said Real Estate according to law, then this

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obligation to be void; otherwise to remain in full force.
Gladys Marine, Guy Kramer, W.C. Moore.

This Bond approved in open court, this 15th day of
January, 1924 ^{at} W.H. Husted, Probate Judge.
application to sell at Private Sale.

Probate Court, Union County, Ohio

Gladys Marine Guardian of ^{no. 10227}
Frank Clifford Moore, Plff.
Frank Clifford Moore, et al, Dftb. Application

The said Plaintiff represents that it would be for the best
interest of the said ward, to sell the real estate described
in the petition in this case at private sale, for the following reasons:
1. Because if offered at public sale, it could not be sold at its
true value, for the reason that it is an undivided interest
only. 2. Because a purchaser of all the land,
including the undivided interest of the ward herein,
has already been secured, and who will pay therefor its
full appraised value. 3. Because it will save time
and the expense of advertising, and she therefore
asks for an order authorizing her to sell said real estate
at private sale. Gladys Marine, Guardian of Frank Clifford Moore, ^{minor}

The State of Ohio, Union County ss.

Gladys Marine being duly sworn, says that the various
matters set forth in the foregoing application are true as
she verily believes. Gladys Marine.

Sworn to before me and signed in my presence, this 15th day of
January 1924 ^{at} Edward H. Porter, Notary Public, Union Co. O.
Affidavit of Disinterested Persons.

The State of Ohio, Union County ss.

W.D. Stricker, Amos Soliday, and F.M. Sawyer, being duly
sworn, say that they know the facts set forth in the
application to which this affidavit is attached; that
they have no interest whatever in the matters therein
referred to, ^{and} that it will be more for the interest
of the said ward to sell said real estate at private
sale, than at public sale, and, for the reasons herein
given, as they verily believe.

F.M. Sawyer, W.D. Stricker, Amos Soliday.

Sworn to before me, and signed in my presence, this
15th day of January, 1924 ^{at} Edward H. Porter, Notary Public, Union Co. O.
Journal Entry: Probate Court, Union County, Ohio.

Gladys Marine, Edu. of ^{January 15th 1924.}
Frank Clifford Moore, minor. Plaintiff
Frank Clifford Moore, minor, Dftb. Approving Bond and
Ordering Sale

This day this cause came on further to be heard, and it
appearing to the court, that the said Gladys Marine, as
Guardian, the plaintiff above named has given bond

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as heretofore ordered, in the sum of Forty-one Hundred (\$4100.00) Dollars, with say branches, and W. C. Moon freeholders as sureties; it is ordered that said bond be and hereby is approved. And it is made to appear to the Court, upon satisfactory evidence that it would be more for the interest of said Ward, to sell the real estate described in the petition at private sale. It is therefore further ordered, that said Gladys Marino, as such Guardian, proceed, according to law to sell at Private sale, the real estate described in the petition free of doubt, for not less than $\frac{2}{3}$ the appraised value of said real estate, on the following terms, to wit: cash in hand on day of sale. and said petitioner is ordered to make return to this Court, immediately after such sale is made. *Pro.* this cause is continued.

W. C. Husted, Probate Judge.

Order of Sale-

The State of Ohio, Union County ss. Probate Court.
 To Gladys Marino, Guardian of Frank Clifford Moon, minor. Meeting:
 In obedience to an order and decree of the Probate Court within and for said County, made on the 15th day of January 1924 in a certain cause No 10227 now pending in said Court wherein you as Guardian of Frank Clifford Moon, are Plaintiff and your ward et al are Defendants, you are commanded to proceed according to law, to sell at Private Sale, for not less than the appraised value thereof free of the dower of Gladys Marino, widow of George W. Moon, deceased, the following described premises to wit: It being the undivided one-fifth interest in real estate situated in the County of Union, State of Ohio, and in the Township of Luster, and being part of Survey No. 5356 and Beginning at a stake at the South-west corner of a lot of land of thirty three acres and sixty poles owned by James McAllister: thence S. $8\frac{1}{4}^{\circ}$ E. 57 poles to a stake the North-west corner of land owned by Daniel Wolford in 1862: thence with the north line of said Wolford's land, N. $81\frac{1}{2}^{\circ}$ E. 161 poles to a stake and three oaks and a beech: thence N. $83\frac{1}{4}^{\circ}$ W. 57 poles to two white oaks and a beech: thence S. $81\frac{3}{4}^{\circ}$ W. 161 poles to the place of beginning. Containing 5.3 acres, more or less, and being the same premises conveyed by David D. Welch, and wife to Robert D. Lee by deed dated December 25th 1862, to which reference is hereby made. Second tract: Situated in the same Township, County and State as aforesaid, and bounded, and described as follows: Beginning at the original north line of said Survey at three beeches, thence S. 80^o W. 160 poles to a beech and oak the corner of a lot sold and conveyed to David Gallant: thence S. 10^o E. 107 poles to a sugar tree, a beech and iron-wood: thence N. 85^o E. 161 poles to a white

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oak, and bush; thence N. 15° W. 106 poles to the beginning. It being known as Lot. No. 2, in Survey No. 55-06, excepting that portion lying west of the Marion Road, and thenceforth conveyed to D. D. Welch, and thence set off to Paul Evans in a partition of the real estate of Thomas Evans, deceased. For a better description reference is made to the Surveyor's Report of said partition, containing sixty acres, more or less, and being the same premises conveyed to Robert Lee by Jacob C. Lee, and wife by deed, dated, April 29-1864, to which reference is hereby made. Third tract: also one other tract of land, situated in the same Township, County and State, in Survey No. 55-06, and bounded and described as follows: Beginning at a stone in the South line of William L. Bauder's land, and at the northwest corner of Alonzo Drake's land; thence with said Drake's west line S. 5° E. 77.60 poles to a stone, said Drake's southeast corner, and in the north line of Digger Barry's land; thence with the north line of said land, S. 85° W. 79.12 poles to a stone, and brick in the east line of Sarah R. Heger's land; thence with said east line and the east line of Hugh E. Moore's land N. 5° W. 77.60 poles to a stone and brick, at the south-west corner of said Bauder's land; thence with the south line of said land, N. 85° E. 79.12 poles to the place of beginning, containing 38 acres, more or less. Said sale to be for the behoof of Gladys Marine, widow of George H. Moore, deceased, and to be upon the following terms: Cash on hand on day of sale. You will make return of your proceedings to this Court, within sixty days from the date hereof, and have your return on file in this unit. Witness my signature and the Seal of said Probate Court, at Marysville, Ohio, this 15 day of January, 1924. *[Signature]* Probate Judge.

Return,

To the Probate Court of Union County, Ohio:
 In obedience to the following order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, Dated the 23 day of July, 1924.
 Gladys Marine, Adm. of Frank C. Moore, Jr. minor.

Report of Sale -
 In obedience to the within order, I sold said premises on the 23 day of January, 1924, to William C. Moore, of the Village of Marysville, County of Union, State of Ohio, for the sum of one thousand, eight hundred and eighty-seven dollars, said sum being the appraised value of the same. Gladys Marine, Guardian of Frank Clifford Moore, a minor.
 Dated January 23-1924.

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included unaltered Exhibit A.) "Exhibit A" one note secured by mortgage, calling for \$2000.00 and the interest thereon, and another note of \$300.00 and the interest thereon, that the charges of administration of said estate will amount to about Five Hundred Dollars; and that the total value of the personal estate and effects of said deceased is but fifteen hundred and thirty dollars, being wholly insufficient to pay the debts and costs aforesaid. The Plaintiff further represents that said John Schnees died seized in fee simple of the following described real estate situated in the County of Union, State of Ohio, and in the Township of Union, to wit: Being part of Virginia Military Survey, no. 4805, commencing at a stone and tile east line to A. R. Bigelow and south-west corner to Margaret Dollinger; thence along the east line of said Bigelow's land, S. 10° 15' W. 145 poles to the center of the Post Road; thence along the center of said Post Road S. 71° 30' E. 51.72 poles corner to the George Casper-Rausch land; thence with two consecutive lines of said George Casper-Rausch land, N. 18° 10' East 16.88 poles; thence S. 75° 5' East 33.80 poles to a north-east corner to said George Casper-Rausch, and west line to John M. Dollinger; thence with three consecutive lines of said Dollinger's land, N. 5° 20' E. 22.44 poles to the center of Little Darny Creek; thence along the center of said Creek, S. 5° 30' E. 3.52 poles; thence N. 5° 5' East 119.28 poles to a post north-west corner to John M. Dollinger; thence N. 80° 20' W. 77.72 poles to the place of Beginning, containing 75.50 acres, more or less. Being the same premises conveyed by Warranty Deed from John Schmidt, and wife, to John Schnees, under date of March 14th 1914, and of record in Volume 108, Page 274, Union County, Ohio, Record of Deeds. Plaintiff represents that said real estate was appraised in accordance with the order of the Probate Court of Union County, Ohio, by the appraisers of the personal estate of said decedent, and that the amount of said appraisement is Fifty-eight hundred and thirteen and 5/100 Dollars. The said decedent died leaving the defendant, Anna Schnees his widow, who is entitled to dower in said premises; that the defendants, Otto G. Schnees, Augusta M. Kandel, Emma M. Schnees, Laurence F. Schnees, Amanda M. Schnees, Harriet W. Schnees, and Frieda L. Schnees, are the only children, heirs at law and next of kin of said decedent, having the next estate of inheritance from said John Schnees, deceased, in said premises. That the defendants, The Buckeye State Building and Loan Company (of Columbus, Ohio) claim to have a mortgage lien upon said premises. The Plaintiff

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Thompson prays that the share of said Anna Schuess, in said premises may be assigned and set off to her; that the rights, interests, and liens of the said Otto G. Schuess, Augusta M. Kandel, Emma M. Schuess, Lawrence F. Schuess, Amanda M. Schuess, Harold A. Schuess, and Frieda L. Schuess, and said The Buckeye State Building and Loan Company, may be fully determined, adjudged and protected according to equity, and that your petitioner may be authorized and ordered to sell said real estate pro of said down according to the statute in such case made and provided, and for all other proper orders and relief in the premises John G. Wolff, admr., E. W. Potter, atty.

The State of Ohio, Union County.

John G. Wolff, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true to the best of his knowledge and belief.

John G. Wolff, admr. as aforesaid, sworn to before me, and signed in my presence, this 11th day of December, A. D. 1923.

Edward W. Potter, Notary Public, Union Co. Ohio, Journal Entry: In the Probate Court of Union County, Ohio, December 11 - 1923.

John G. Wolff, admr. of the Estate of John Schuess, deceased.	no. 10228
Plaintiff	Journal entry
Anna Schuess, Otto G. Schuess, et al.	Filing Petition to Sell
Defendants.	Real Estate

This day came the Plaintiff John G. Wolff, admr. of the estate of John Schuess, deceased, and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said John Schuess, deceased to pay the debts, and the costs of administering the estate of the said decedent.

Whereupon it is considered and ordered, by this Court, that the said petition be filed, and that due and legal notice of the filing, pendency and prayer of the said petition, ^{ans.} of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. F. Husted, Probate Judge
Summons on Petition to Sell Real Estate,
The State of Ohio, Union County.

To John G. Wolff, admr., you are hereby commanded to notify Otto G. Schuess and Augusta M. Kandel, the following named who are minor heir, Emma M. Schuess, Lawrence F. Schuess, Amanda M. Schuess, Harold A. Schuess, and Frieda L. Schuess, making service of this summons upon said minors, and also upon the guardian, or father, or if neither guardian or father can be found, then upon the mother, or the person having the care of said minors, or with whom they live; that on the 11th day of December, A. D. 1923, John G. Wolff, admr. of the estate of John Schuess, deceased, filed his petition in the Probate Court of said Union County, Ohio, against them.

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of them: an order decided paying off. J. and c. The se 24. day of said in the said Court. Requir W. M. after a defend Schuess, named Decem said E Schuess, as. afor care of Schuess Frieda Guarant The abo hing is time signed John G. John Anna, Mr. the abom e issuing our aff. consen petition same. August

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Thus: the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts, &c. that unless they answer by the 12-day of January 1923, said petition will be taken as true, and an order granted accordingly.

The server will make due return of this writ on the 24 day of December, 1923. This writ to be served on each of said defendants, by copy personally. Witness my hand & the seal of said Court, this 11-day of December, 1923.

W. H. Husted, Judge & ex-officio Clerk of Probate Court, said County. Return of Service.

Received this writ on the 11-day of Dec. 1923, at 10 o'clock A.M., and on the days and in the manner herein after named, I served the same on the within named defendant, viz: December, 15th 1923, on, Anna Schnees, Otto Schnees, and, Augusta M. Kandel, and, as to the within named defendants who are minors, December 15th 1923, December 15th 1923, on, Emma Schnees, the mother of the said Emma M. Schnees, Laurence F. Schnees, Amanda M. Schnees, Harold A. Schnees, and, Frieda L. Schnees, minors, as aforesaid, she also being the person having the care of and, with whom lives the said Emma M. Schnees, Laurence, F. Schnees, Amanda M. Schnees, and, Frieda L. Schnees, &c. Harold A. Schnees, there being no guardian, and, no father, he being deceased.

John G. Wolff

The above named John G. Wolff, who has signed the same, being duly sworn, says, the foregoing Return of Service is true as he really believes. Sworn to before me, and signed in my presence, this 20-day of December, 1923.

Edward H. Porter, Notary Public, Union Co. Ohio

Probate Court, Union County, Ohio,

John G. Wolff, admr. of | No. 10228.
John Schnees, dec'd, Plaintiff |
Anna Schnees, et. al. Defs. | Wainor

We, the undersigned parties defendant to the Petition in the above entitled action, do each of us hereby waive the issuing and service of summons and, voluntarily enter our appearance, as such Defendants, and, we do hereby consent to the sale of the Real Estate described in the petition in said action according to the prayer of the same. December 20-1923.

Augusta M. Kandel, Anna Schnees, Otto Schnees -
Assessor of Widow

In the Probate Court of Union County, Ohio

10228

John B. Wolff, admr. of the
Estate of John Schnees, Dec'd. Plaintiff
Anna Schnees, et. al. Dft's

No. 10228

Answer of Widow.

And now comes Anna Schnees, one of the defendants in the above entitled cause, and voluntarily enters her appearance herein, and for her answer to the petition in this case filed, says that she is the widow of said John Schnees deceased, and as such is entitled to dower in the premises described in said petition: that her age is 45 years, that she consents to the sale of the real estate of said decedent, as prayed for, and that she waives the assignment of her dower in said premises by metes and bounds, or in rents and profits; and asks the Court that said premises may be sold free from her dower estate therein, and that the value of such dower estate may be allowed and paid her in money out of the proceeds of such sale, as the Court may deem reasonable. Anna Schnees.

The State of Ohio Union County ss.

Anna Schnees being duly sworn, make oath that the facts stated in the foregoing answer are as she believes true.

Anna Schnees.

Sworn to by said Anna Schnees, before me, and signed by me in my presence, this 11 day of December, A.D. 1923.

Edward H. Porter, Notary Public Union Co. Ohio.

Journal entry Probate Court Union Co. Ohio. January, 12th 1924.

John B. Wolff, admr. of the
Estate of John Schnees, Dec'd. Plaintiff
Anna Schnees et. al. Defendants.

No. 10228

Journal entry

Order for appraisement.

This day this cause came on to be heard upon the petition proff. and exhibits the Court finds that all the defendants have been duly served with process, or have voluntarily entered their appearance in the case, and that as set forth in the petition, it is necessary to sell the real estate of John Schnees deceased, therein described to pay the debts of the said John Schnees deceased, and Anna Schnees, the widow of the said John Schnees having by her answer waived the assignment of her dower by metes and bounds: it is therefore ordered, and adjudged by the Court, that the said premises be appraised free of dower, by the oaths of J. G. Saulb, G. C. Rausch, and Emanuel Bishop, judicious and disinterested freeholders of the vicinity, whom the Court hereby appoints for that purpose, and that they return their proceedings to this Court for confirmation.

W. H. Husted Probate Judge

Order of appraisement.

The State of Ohio Union Co. ss.

Probate Court.

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Final Record, Union County Probate Court

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To John H. Wolff, admr. of the estate of John Schnees, Deceased:
 In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you, as administrator of the estate of John Schnees, deceased, are Plaintiff, and Anna Schnees, et al. are Defendants, you are commanded that by the oaths of Manuel Bishop, J. E. Kuntz, and George Casper Pausch, judicious disinterested men, of the vicinity, not of kin, to the petitioner, who are freeholders of the County, in which said real estate is situated, and, upon actual view, you cause a just valuation and appraisement, to be made according to law, of the following described premises, free of the debt estate of Anna Schnees, therein, to wit: Situated in the County of Union, State of Ohio and in Township of Union, being part of Virginia Military Survey No. 4805, commencing at a stone and tile east line to A. R. Bigelow and south west corner to Margaret Dollinger; thence along the east line of said Bigelow's land, S. 10° 15' W. 145 poles to the center of the Post Road; thence along the center of said Post Road S. 71° 30' E. 57.72 poles corner to the George Casper Pausch land; thence with two consecutive lines of said George Casper Pausch land, N. 18° 10' East 16.88 poles, thence S. 70° 50' East, 33.81 poles, to a north east corner to said George Casper Pausch, and west line to John M. Dollinger; thence with three consecutive lines of said Dollinger's land N. 5° 20' E. 22.44 poles to the center of Little Ducky Creek; thence along the center of said Creek S. 85° 30' E. 3.52 poles; thence N. 5° 5' East 119.28 poles to a post north west corner to John M. Dollinger; thence N. 80° 20' W. 77.72 poles to the place of Beginning containing 70.50 acres more or less - Being the same premises conveyed by Warranty Deed from John Schnees, and wife, to John Schmidt, under date of March 14th 1914, and of record in Volume 158 Page 274, Union County, Ohio, Record of Deeds. You will make return of your proceedings to this Court, forthwith upon execution of this order. Witness my signature and the seal of said Probate Court, at Mansville, Ohio, this 12th day of January, 1924. ^{W.H.} Husted, Probate Judge.

Return

To the Probate Court, of Union County, Ohio.

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached.

Dated the 15th day of January, 1924.

John H. Wolff, Administrator

Oath of Appraisers

The State of Ohio, Union County.

10228

We the undersigned appraisers, do make solemn oath that we will upon actual view, honestly and impartially appraise the within described real estate, at its fair cash value, and perform the duties required of us, in pursuance of the foregoing order of J. G. Bault, G. C. Rausch, E. Bishop appraisers, sworn to before me, and signed in my presence, this Jan. 14 1924. John G. Wolff, Adm., as aforesaid.

Appraisers Return

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we the undersigned appraisers, estimate the value of said real estate at \$7000.00 an acre.

Five thousand two hundred and eighty-five Dollars four of said down estate. Given under our hands this 15th day of January, 1924. J. G. Bault, G. C. Rausch, E. Bishop appraisers.

application to sell Real estate at Private Sale.

Probate Court, Union County, Ohio.

vs. 10228

John G. Wolff, adm., of the Estate of John Schneid, dec'd Plaintiff

Anna Schneid et al. Defendants. application

The said Plaintiff represents that it would be for the best interest of the said estate of John Schneid, deceased, to sell the real estate described in the petition in this case at private sale, for the following reasons:

1. Because if sold at public sale it might go for 7/8 of the appraisement, whereas, if sold at private sale it must bring the entire appraisement, or more.
2. Because, it will save the costs of advertising.
3. Because, a purchaser has already been secured who will give the amount of the appraisement, and he therefore asks for an order authorizing him to sell said real estate, at private sale. John G. Wolff, adm., estate of John Schneid, deceased.

The State of Ohio, Union County.

John G. Wolff, being duly sworn, says that the various matters set forth in the foregoing application are true, as he verily believes.

John G. Wolff.

sworn to before me, and signed in my presence, this 15th day of January, 1924. Edward H. Porter, Notary Public, Union Co., Ohio

affidavit of Disinterested Person.

The State of Ohio, Union County.

Emanuel Bishop, J. G. Bault, and George Casper Rausch, being duly sworn, say that they know the facts set forth in the application to which this affidavit is to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale, and for the reasons given herein, as they verily believe.

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J. G. L. sworn of Jan. 14 1924. John G. Wolff, adm., estate of

Anna Schneid This produce herein given under order varying regular and made that estate petition order proceed private value cash and deferred promise sale. ordered such

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Final Record, Union County Probate Court

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J. G. Gauck, G. L. Rausch, Emmanuel Bishop sworn to before me, and, signed in my presence, this 15-day of January, 1924. ^{Test.} Edward H. Porter, Notary Public Union Co., O., Journal Entry: order, approving appraisement. Private Sale, Probate Court, Union County, Ohio.

John G. Woff, adm. of the estate of John Schuess, decd. Plaintiff v. Anna Schuess, et al. Defendants. January, 15th 1924.

Order of Sale - This day came the said Plaintiff, by her attorney, ^{att.} produced to the Court, the report of an appraisement herein made by Emmanuel Bishop, J. G. Gauck, and George Casper Rausch, in pursuance, of a former order of this Court; and, it appearing upon examination that said report is in all respects regular and correct, it is ordered that the same be and hereby is approved and confirmed, and, it being made to appear to the Court, upon satisfactory evidence that it would be more, for the interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered that said John G. Woff, as such administrator proceed to sell said real estate free of dower, at private sale, for not less than the appraised value, thereof, on the following terms, to wit, one-third cash in hand on day of sale, one-third in one year and one-third in two years, from day of sale; deferred payments to be secured by mortgage on the premises sold and to bear interest from the day of sale, payable, annually, and, said petitioner is ordered to make, return to this Court, immediately after such sale is made. ^{att.} This cause is continued.

W. H. Husted, Probate Judge - Application for appointment of Guardian ad litem Probate Court, Union County, Ohio. To the Hon. W. H. Husted, Judge, of said Court, January, 15th 1924. The undersigned John G. Woff, as adm. of the estate of John Schuess, deceased, makes application for the appointment of a Guardian ad litem for the minor defendants in the above entitled case. The defendants, Anna G. Schuess, Lawrence F. Schuess, Amanda M. Schuess, Harold A. Schuess, and Frieda L. Schuess the age of 14 yrs., and have been duly served, with summons herein. The undersigned suggests that Richard C. Small, who is, a suitable person be appointed as such Guardian ad litem. Respectfully, John G. Woff - Probate Court, Union County, O. January 15th 1924.

Final Record, Union County Probate Court

10228

John G. Wolff, Admin. of the Estate of John Schuess, dec'd. Plaintiff

No. 10228

Anna Schuess, et. al. Defendants

Appointment of Gdn. ad. Litem

This day John G. Wolff, as administrator of the estate of John Schuess, deceased, appeared in open court, and made application for the appointment of a Guardian ad litem for the minor defendants in this case. And, it appearing to the Court, that the defendant Emma M. Schuess, Laurence F. Schuess, Amanda M. Schuess, Harold A. Schuess, minor have been duly and legally served with summons herein, it is ordered that Richard C. Thrall, Jr. and, he hereby is appointed guardian for the suit for said minor defendants, and now comes the said Richard C. Thrall, in open court, accepts said appointment

W. B. Hunted Judge

Answer of Guardian Ad litem

Probate Court, Union County, Ohio No. 10228

John G. Wolff, Admin. of the Estate of John Schuess, dec'd. Plaintiff

No. 10228

Anna Schuess, et. al. Defendants

Answer of minor Defendants

and, now comes the said Emma M. Schuess, Laurence F. Schuess, Amanda M. Schuess, Harold A. Schuess, and Frieda L. Schuess, the minor defendants, to the petition in said cause, by Richard C. Thrall, their Guardian ad litem, heretofore appointed in said cause by said Court, and for answer to said petition, deny all the material allegations herein contained, prejudicial to said minor defendants. They further say, that they are of tender years, and not acquainted with the law in such cases, and, therefore pray the Court, to protect their rights in this cause, and, for such relief as may be just.

Dated this 15 day of July, 1924. Emma M. Schuess, Laurence F. Schuess, Amanda M. Schuess, Harold A. Schuess, Frieda L. Schuess. By Richard C. Thrall, Guardian ad litem, Order of Sale - Free of Debt.

The State of Ohio, Union County, Probate Court To John G. Wolff, as Admin. of the estate of John Schuess, dec'd. Greeting: In obedience to an order, and decree of the Probate Court within and for said County, made this day, in a certain cause, wherein you as Administrator of the estate of John Schuess, deceased, are Plaintiff and Anna Schuess and et. al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than the appraised value thereof free of the debt of Anna Schuess, widow of John Schuess, deceased, the following described premises to wit: Situated in the

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Report of Sale -

In obedience to the within order. I sold, said premises on the 15th day of January, 1924, to Anna Schnees, for the sum of five hundred and eighty-five Dollars said sum being the appraised value of the same.

John G. Wolff, admr. as aforesaid,

Dated the 15th day of January, 1924.

The State of Ohio, Union County. The above named John G. Wolff, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

John G. Wolff - Admr -

Brought to before me, and signed in my presence, this 15th day of January, 1924, Edward H. Porter, Notary Public, Union Co., Ohio.

Journal Entry: Probate Court, Union County, O. January, 15th 1924.

John G. Wolff, as Admr. of the Estate of John Schnees, dec'd. Plaintiff

Confirming Sale -

Anna Schnees, dec'd. et al. Dft's.

This day this cause coming on to be heard, on the return of John G. Wolff, admr. of the estate of John Schnees, deceased, of his proceedings and sale under the former order of this Court, the Court having carefully examined said returns, and being satisfied that such sale was in all respects lawfully and legally made. It is ordered that the same be and hereby is approved and confirmed; and it is further ordered, that said John G. Wolff, as such Administrator make to the purchaser, Anna Schnees, a good and sufficient deed for the premises so sold.

It is further ordered, that this proceeding be recorded, and that said administrator pay the costs herein taxed.

Witness my hand and the seal of said Court, this 15th day of January, 1924.

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Fices
Jan. 17-1924
John W. Dailey
atty.

Guardian's Petition to Sell Real Estate.

Probate Court, Union County, Ohio.
No. 10242

J. E. Shelton, Guardian, Plaintiff

Petition to Sell Real Estate.

His wards,
John E. Shelton Jr.
Lena T. Shelton, Edith B. Shelton
Donigt J. Shelton, Roland E. Shelton,
Ethel Welsh, Dora W. Shelton,
Nathan J. Shelton, and Esther Kuschke,
Defendants.

Petition

The Plaintiff represents that he is the duly appointed and qualified Guardian of John E. Shelton Jr. (Lena T. Shelton, Edith Shelton, of the age of 19 years, on the 6 day of

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Final Record, Union County Probate Court

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April, A. D. 1923, and, residing with Spot Cranier at Marion, Ohio. That the defendant Fern T. Skelton of the age of 14 years, resides with John E. Skelton, in the village of Marysville, Ohio. That the defendant, Edith Skelton age 11 years resides with John E. Skelton in the village of Marysville, Ohio, that said wards are the owner in fee simple of the 1/4 each undivided the following described real estate, situated in the County of Union, State of Ohio, and in the township of Taylor, to wit:

Beginning at a stake bearing north 78° E. $58\frac{1}{2}$ ft. from an anchor post at the north east corner of the Broadway school lot, and, in the south line of the Delanow, and Bellefontaine gravel road; thence in an easterly direction north 78° E. 117 ft. to a stake; thence in a southerly direction south $11^{\circ} 25'$ East 236 feet to a stake; thence in a westerly direction south 78° West 117 feet to a stake; thence in a northerly direction north $11^{\circ} 68'$ West 236 feet to the place of beginning, containing 6 1/2 ac. more or less. Said real estate is worth annually nothing.

That said plaintiff has received no rents from the real estate of his ward. Further Plaintiff says that the defendant Fern T. Skelton, is a sister of John E. Skelton Jr. That her age is 14 yrs. That the defendant, Edith Skelton is a sister of Plaintiff, age 11 years. That the defendant, Dwight Skelton, is a brother of plaintiff, age 36 years. That the defendant, Bland Skelton is a brother of plaintiff, age over 21 years. That the defendants Ethel Welsh, Dode Skelton, Nathan Skelton and Ester Henschberger, are brothers, and, sister to plaintiff and that each, and, every one is over the age of 21 years. That Fern Skelton, and Edith Skelton resides with John E. Skelton, their Guardian at Marysville, Ohio. That said John E. Skelton is the father of all said above named persons, and, that the person in, as, above named are all the persons entitled to the next estate of inheritance in the real estate herein described. That the sale of said real estate is necessary for the payment of just debts, and to discharge same in same. That the proceeds received therefrom can be better invested to the advantage of said wards so as to insure a better income. That said real estate can be sold for cash, at all said real estate is worth.

The plaintiff therefore prays that said John E. Skelton Jr., Fern Skelton, Edith Skelton, Dwight Skelton, Bland Skelton, Ethel Welsh, Dode Skelton, Nathan Skelton and Ester Henschberger, may be made defendants to this petition and notified of the pendency hereof, according to law.

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and that Plaintiff may be ordered, to sell said real estate for the reasons and purposes hereinbefore proposed, and for other proper relief

John E. Shelton, Guardian of
John E. Shelton, Jr. Fern T. Shelton, ^{now} Edith B. Shelton,
The State of this Union County,

John E. Shelton, being duly sworn, says that he is the plaintiff mentioned in the foregoing petition, and that the facts stated therein are true, as he verily believes. John E. Shelton, sworn to before me, and signed in my presence, this 12-day of January, 1923. ^{and} John D. Dickey, Notary Public.

Journal Entry: Order. Probate Court, Union County, Ohio.

J. E. Shelton, Guardian of | January, 17th 1924

John E. Shelton, Jr. Plaintiff

His wards et al. Defendants. Order for notice.

This day, J. E. Shelton, Guardian of John E. Shelton, Jr. Fern T. Shelton, and Edith B. Shelton, appeared in open court, and filed his petition duly verified, asking for the sale of real estate therein described, belonging to his said ward, John E. Shelton, Jr. Fern T. Shelton and Edith B. Shelton. It is ordered, that the time of hearing said petition be, and hereby is fixed for the 23-day of January, 1924, at 9 o'clock, a. m.

It is further ordered, that said guardian cause notice thereof of the filing and demand of said petition to be given to said John E. Shelton, Jr. Fern T. Shelton, ^{now} Edith Shelton his wards, and to Dwight Shelton, Roland Shelton, Ethel Mabel Dods Shelton, Nathan Shelton, and Ester Heraldtberger, all persons entitled to the next estate of inheritance in such real estate, Defendants; in writing to be served upon them personally and by leaving copies thereof at the usual place of residence of each, of those who cannot be served personally 5 days before said day of hearing. ^{for} This cause is continued.

W. H. Husted Probate Judge

Answer of J. E. Shelton, widow
J. E. Shelton, Guardian of | Answer of J. E. Shelton, widow
John E. Shelton, Jr. Fern Shelton,
Edith Shelton, Plaintiff, | no. 10242
His wards et al. Defendants.

And now comes, J. E. Shelton, one of the defendants in the above entitled cause, and voluntarily enters his appearance herein, and his answer to the petition in this case filed, says that he is the widow of the said Estella Shelton, deceased, and as such is entitled to dower in the premises described in the petition; that his age is fifty-two years; that he consents to the sale of the real estate of said decedent, as prayed for, and that he waives the assignment of dower in said premises by miles and bounds, or in rents and profits, and asks that said premises may be sold free from his dower estate, therein.

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and that the value of said down estate may be allowed and paid him in money out of the proceeds of such sale, as the court may deem reasonable.

Plaintiff also says that he is the owner by purchase of a mortgage deed of said premises aforesaid, dated June 1-1914, at 6% interest, due five years after date, in the sum of Five Hundred and eighty-eight dollars. That there is now due, defendant J. E. Shelton now said mortgage and note the sum of \$997.86, for which sum he asks for upon the sale of said premises J. E. Shelton.

State of Ohio, Union County ss.

J. E. Shelton being duly sworn, makes oath that the facts stated in the foregoing answers are true, as he truly believes.

J. E. Shelton

Subscribed before me, and subscribed in my presence, this the 15-day of January, 1924.

Wainor Probate Court, Union County, Ohio.

J. E. Shelton, Guardian of John E. Shelton Jr., et al.

No. 10242

Plaintiff

vs. Lewis T. Shelton Jr., Fern Shelton, Edith Shelton minors

Wainor

Defendants.

We the undersigned parties, Defendant, to the Petition in the above entitled action, do each, of us, hereby waive the issuing and service of summons and, voluntarily enter our appearance as such Defendants, and we do hereby consent to the sale of the Real Estate described in the petition in said action according to the prayer of the same. Jan'y 18th 1924.

J. E. Shelton, Dwight J. Shelton, Lewis E. Shelton, Ethel M. Welch, Dora W. Shelton, Nathan G. Shelton, Edith J. Kershner.

Wainor Probate Court, Union County, Ohio

J. E. Shelton, Guardian of John E. Shelton Jr., Fern T. Shelton, Edith B. Shelton minors

No. 10242

Wainor of summons

Plaintiff

vs. John E. Shelton Jr., Fern T. Shelton, Edith B. Shelton, et al. Defendants.

We the undersigned John E. Shelton Jr., Fern T. Shelton and Edith B. Shelton, and also J. E. Shelton Guardian of the estate of John E. Shelton Jr., Fern T. Shelton, and Edith B. Shelton minors, parties defendant, to the petition in the above entitled action, do each of us, hereby waive the issuing and service of summons, and voluntarily enter our appearance as such defendants, and we do hereby consent to the sale of the Real Estate

10242

described in the petition in said action according to the prayer of the same January 18- A.D. 1924.

J. E. Shelton, Fernie T. Shelton, Edith B. Shelton,
J. E. Shelton Jr., Fernie T. Shelton, Edith B. Shelton
J. E. Shelton, as adm. of the estate of John E. Shelton Jr., Fernie T. Shelton, and Edith B. Shelton, minors

Dismissals on Petition to Sell Real Estate,
The State of this Union County, Probate Court.

To the Sheriff of said County:

You are hereby commanded to notify J. E. Shelton adm. and the preceding named who are summons to wit: John E. Shelton Jr., Fernie T. Shelton, and Edith B. Shelton making service of this summons upon said minor and also upon the guardian or father or if neither guardian or father can be found then upon the mother or the person having the care of said minor or with whom they live: that on the 17 day of January, 1924, John E. Shelton guardian of the above named minors filed his petition in the Probate Court of said Union County, Ohio against them and others: the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent in said petition described for the purpose of paying debts, and for the reason that it will be to the best interest of his wards and that unless they answer by the 23 day of January, 1924, said petition will be taken as true, and an order granted accordingly. Said sheriff will make due return of this writ on the 20 day of January, 1924.

Witness my hand, and the seal of said Court, this 17 day of January, 1924. W. H. Husted Probate Judge.

Sheriff's Return

The State of this Union County,

Received this writ January 17- 1924, at nine o'clock, A.M., and on the days and in the manner herein after named I served the same on the within named defendants, viz: January 17- 1924, on J. E. Shelton, guardian, the father of said minors, and on John E. Shelton Jr., Fernie T. Shelton, and Edith B. Shelton, minors.

Frank Callier, Sheriff, Union County, O.

Application for appointment of Guardian ad litem.

Probate Court, Union County, Ohio

To the Hon. W. H. Husted Judge of said Court: January 17- 1924
The undersigned J. E. Shelton makes application for the appointment of a Guardian ad litem for the minor defendants in the above entitled case. The defendant John E. Shelton Jr. of the age of 19 years,
Fernie T. Shelton " " " " 14 " " and
Edith Shelton " " " " 11 " " under the

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Final Record, Union County Probate Court

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age of fourteen years and have been duly served with summons herein and have neglected to make application for a guardian ad litem herein. The undersigned suggests that Richard C. Thrall, who is a suitable person be appointed as such Guardian ad litem. Respectfully, J. E. Shelton.

Journal entry: Probate Court, Union County, O. January 17-1924
 J. E. Shelton, ad litem, of John E. Shelton, Jr. et al
 Plaintiffs vs.

His wards, et al. Defendants, app. of Guard. ad litem.

This day J. E. Shelton, appeared in open court, and made application for the appointment of a Guardian ad litem for the minor defendants in this case. And, it appearing to the Court, that the defendant, John E. Shelton Jr. of the age of 19 years, Fern T. Shelton of the age of 14 years, and Edith Shelton of the age of 11 years, under the age of fourteen years and have been duly and legally served with summons herein and have neglected to make application for a guardian ad litem herein, it is ordered, that Richard C. Thrall be, and he hereby is appointed Guardian for the suit, for said minor defendants. And now comes the said Richard C. Thrall, and in open court accepts said appointment.

H. T. Husted Probate Judge
 Assessor of Guardian ad litem,
 Probate Court, Union County, Ohio.

J. E. Shelton as Guardian of
 John E. Shelton Jr. Plaintiff
 John E. Shelton Jr. et al. Defendants vs. Assessor of minor Defendants,
 and now comes the said John E. Shelton Jr. Fern T. Shelton,
 Mrs. Edith Shelton the minor defendants to the
 petition in said cause, by Richard C. Thrall,
 their Guardian ad litem, heretofore appointed in said
 cause by said Court, and for answer to said
 petition, deny all the material allegations herein
 contained prejudicial to said minor defendants,
 they further say, that they are of tender years and
 not acquainted with the law in such cases, and
 therefore pray the Court to protect their rights in this
 cause, and for such relief as may be just.

Dated this 22 day of Jan'y 1924.
 John E. Shelton Jr. Fern T. Shelton Edith B. Shelton
 By Richard C. Thrall Guardian ad litem

Journal Entry: Probate Court, Union County, Ohio,
 J. E. Shelton, ad litem of
 John E. Shelton, Jr. Plft.
 His wards, et al. Defts. | order of appointment.
 January 23- 1924.

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this day, plus cause, came on to be heard, upon the petition, evidence, and testimony and the answer of J. E. Shelton, widow, and the Court, being fully advised in the premises finds: that all the defendants herein have been duly and legally served with process, or have voluntarily entered their appearance herein, and are now properly before the Court, and that the statements and allegations in said petition are true. That said J. E. Shelton, widow, of said Stella Shelton is entitled to dower in said real estate; that said J. E. Shelton by his answer herein waives the assignment of dower in said premises by metes and bounds, or in rents and profits and consents to the sale of said premises from his dower estate therein. And the Court, being satisfied that real estate described in the petition, ought to be sold as prayed for. It is ordered, that T. B. Collins, D. D. Kuschboger, and Tom Cox, three suitable and judicious disinterested men of the vicinity of said real estate, who are freeholders, be, and they hereby are appointed to appraise said lands, as in whole and the $\frac{3}{4}$ undivided, ^{part thereof} at their true value in money from the dower estate of said J. E. Shelton therein. It is further ordered, that said appraisers be sworn as required by law, and afterward, upon actual view perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 27 day of January, 1927, and this cause is continued.

Order of Appraisement.

Substate of Ohio, Union County ss. Probate Court.
 J. E. Shelton, Plaintiff;
 In audience to the order and decree of the Probate Court within and for said County, made this day in a certain cause, wherein you, as Administrator of John E. Shelton, are Plaintiff and John E. Shelton Jr. et al. are Defendants, you are commanded by the oath of T. B. Collins, D. D. Kuschboger, and Tom Cox, three judicious disinterested men of the vicinity not of kin to the petitioner, who are freeholders of the County in which said real estate is situated, and upon actual view, you cause a just valuation and appraisement to be made, according to law, of the premises described premises, without dower estate of J. E. Shelton therein to wit: as a whole, and the undivided $\frac{3}{4}$ thereof. Being situated in the County of Union, State of Ohio, Township of Taylor and beginning at a stake, having north 78° E. $58\frac{1}{2}$ feet from an Anchor post at the northeast corner of the Broadway School lot, and in the South line of the Deloss and Bellefontaine Gravel road; thence in an easterly dir-

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Final Record, Union County Probate Court

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ection North 78° E 117 feet to a stake: thence in a southerly direction South 11° 25' east 236 feet to a stake: thence in a westerly direction South 48° W. 117 feet to a stake: thence in a northerly direction North 11° 26' W. 236 feet to the place of beginning, containing 62 1/2 acs. more or less. You will make return of your proceedings to this Court, forthwith upon execution of this order. Witness my signature and the seal of said Probate Court at Mansfield, Ohio, this 23 day of Jan., 1924.

W. H. Husted Probate Judge
Return.

To the Probate Court of Union County, Ohio.
In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 24 day of Jan., 1924.

Oath of appraisers.

The State of Ohio, Union County, we, the undersigned appraisers, do make solemn oath, that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties required of us in pursuance of the foregoing order.

T. B. Collins, D. D. Kerschbinger, T. D. Cox, appraisers - sworn to before me and signed in my presence, this 24 day of Jan. 1924
W. H. Husted, Probate Judge
Appraisers' Return.

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we, the undersigned appraisers estimate the value of said real estate, at Two Thousand Dollars (\$2000-) free said down estate, and the undivided 1/4 thereof we estimate at \$666.⁶⁶ Given under our hands, this 24 day of Jan., 1924.

T. B. Collins, D. D. Kerschbinger, T. D. Cox - appraisers
Journal entry; orders approving appraisement for Bond.
Probate Court, Union County, Ohio,
J. E. Skilton, as Admin. of, January, 24, 1924.

John E. Skilton Jr., Plaintiff
John E. Skilton Jr., et al. Defendants, Orders for Bond.
This day came the said Plaintiff, by his attorney, and produced to the Court the report of an appraisement herein made by T. B. Collins, D. D. Kerschbinger, and T. D. Cox in pursuance of a former order of this Court; and, it appearing upon examination that said report is in all respects regular and correct, it is ordered, that the same be, and

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herby is approved, and confirmed. It is further ordered, that said J. E. Shelton, execute within 3 days, to the State of Ohio, the State of Ohio, a bond, with sufficient sureties to be approved by the Court, in the sum of One Thousand Dollars conditioned according to law, and this decree is continued.

W. H. Husted, Probate Judge,
Bond.

Know all men by these Presents, that we, J. E. Shelton and A. F. Elliott and Fred Zornes, are held and firmly bound unto the State of Ohio, in the sum of One Thousand Dollars, for the payment of which we herby jointly and severally bind ourselves, our heirs, executors and administrators, signed by us, and dated at Mansfield, Ohio, this 24th day of Jan. A. D. 1924.

The condition of the above obligation is such, that whereas the above bound, J. E. Shelton, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of John E. Shelton Jr., Fern E. Shelton and Edith Shelton, and whereas said J. E. Shelton, as such Guardian, has filed a petition in said Probate Court, asking an order, for the sale of certain real estate of said wards, described in said petition which under proceedings in said Court, duly had, has been appraised at the sum of Six Thousand, Sixty six, and 66/100 Dollars, and whereas said Court, on the 24th day of January, 1924, made an order requiring said Guardian to execute a bond, according to the Statute in such cases made and provided, now of the said, J. E. Shelton as Guardian, aforesaid, shall faithfully discharge his duties as such Guardian, and faithfully pay over, and account for, all moneys, arising from the sale, of said Real Estate according to law, then this obligation, to be void, otherwise to remain in full force. J. E. Shelton, A. F. Elliott, Fred Zornes, Executors in Pursue of Ed. N. Miller.

This Bond approved in open Court this 24th day of Jan, 1924
W. H. Husted, Probate Judge.

Journal entry: Probate Court, Union County, Ohio,
J. E. Shelton, guardian of
John E. Shelton Jr. Plaintiff
John E. Shelton prob. of defts. approving Bond
This day this cause came on further to be heard, and it appearing to the Court that the said J. E. Shelton the plaintiff above named, has given bond as heretofore ordered, in the sum of One Thousand

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Douglas with A. F. Elliott, and Fred Zollner, freeholders as sureties; it is ordered, that said bond, by and hereby is approved, and, it is made to appear to the court, upon satisfactory evidence that it would be more for the interest of said wards to sell the real estate described in the petition at private sale. It is therefore ordered, that said J. E. Shelton as such guardian, proceed according to law to sell at private sale, the real estate described in the petition, without court, and, said petitioner is ordered to make return to this court, immediately after such sale is made, and this cause is continued.

Witnessed, Probate Judge

Order of Sale - without Court -

The State of Ohio, Union County, Probate Court.
To J. E. Shelton, Greeting: In obedience to an order of the court of the Probate Court, within and for said county made this day, in a certain cause, wherein you as guardian of John E. Shelton Jr., Fern Shelton, Edith Shelton, are Plaintiff and John E. Shelton Jr., et al. are Defendants, you are commanded to proceed according to law, to sell at Private Sale, for not less than the appraised value thereof without the court of J. E. Shelton, widow of Stella Shelton, deceased, the following described premises to wit: Being the undivided 3/4 (3/4) each) thereof, being in the township of Taylor County of Ohio, and State of Ohio, Beginning at a stake, bearing North 78° East 58 1/2 feet from an anchor post at the northeast corner of the Broadway School lot and in South line of the Deane and Bellefontaine grant road; thence in an easterly direction North 78° East 117 feet to a stake; thence in a southerly direction southerly direction South 11° 25' East 236 feet to a stake; thence in a westerly direction South 78° West 117 feet to a stake; thence in a northerly direction North 11° 26' West 236 feet to the place of beginning. Containing 52/100 of an acre, more or less. Said sale to be cash, and to be upon the following terms: Cash in hand on date of sale. You will make return of your proceedings to this Court, forthwith upon execution of this order. Witness my signature and the seal of said Probate Court, at Mansfield, Ohio, this 24. day of Jan., 1924. Witnessed Probate Judge

Return.

To the Probate Court of Union County, Ohio.
In obedience to the foregoing order, I have caused the

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same to be duly executed, as will fully appear by the
proceedings hereto attached dated the 29-day of Jan., 1924,
J. E. Shelton

Report of Sale -

In obedience to the within order, I sold said premises, on the
29-day of January, 1924, to D. V. Weyrath and Adda
Weyrath for the sum of six hundred, sixty-six and
⁶⁶/₁₀₀ Dollars, said sum being the appraised value of the
same. J. E. Shelton. Dated the 29-day of Jan., 1924.

The State of Ohio, Union County.

The above named, J. E. Shelton, being duly sworn, says,
that the sale above reported had been made after
diligent endeavor to obtain the best price for said
property, and that said sale is for the highest price
he could get for said property. J. E. Shelton.

Known to before me and signed in my presence, this
29-day of January, 1924. W. H. Husted, Probate Judge -
Union County, Ohio.

J. E. Shelton as Guardian. January, 29- 1924

of John E. Shelton Jr. Plaintiff

John E. Shelton Jr. et al. Defendants. Orders of Confirmation, Distribution

This day this cause came on to be heard on the
report of J. E. Shelton as guardian of John E. Shelton Jr.
of his proceedings under the former order of this Court,
and upon the motion of said petitioner to confirm
the sale made in obedience to said order, and the
Court, having carefully examined said report, and
finding that proceedings of said petitioner in all respects
correct, and being satisfied that said sale was fairly
and legally made, it is ordered, that the same be
and hereby is approved, and confirmed. It is
further ordered, that said petitioner execute a deed
of all the right title and interest of the said John
E. Shelton Jr. in said real estate, to the purchaser upon
the said purchase, paying cash in hand, on date of
sale, to said J. E. Shelton and now this cause coming
on further to be heard upon the pleadings herein and
upon the motion to distribute the proceeds of the sale,
amounting to the sum of six hundred, sixty-six
and ⁶⁶/₁₀₀ Dollars; and the said J. E. Shelton, widow, having
by answer herein waived the assignment of dower in
said premises, by metes and bounds, or in rents and
profits, and asked that the value of such dower
be allowed, and paid him out of the proceeds
of the said sale, the Court, finds the just and
reasonable value of his dower interest in said
real estate to be the sum of -- free of dower

The Court finds that there is due the said

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Jan. 18-1924 Ernest
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J. E. Shelton upon the note set forth in his answer and cross-petition, from the estate of said Stella Shelton the sum of \$997.⁸⁶ with interest thereon from the date of this entry; that the said J. E. Shelton and said Stella Shelton, his wife, to secure the payment of said promissory note, gave a mortgage upon the premises in the petition described, which was a valid and subsisting lien upon said premises, and now upon the fund in the hands of said Guardian, arising from the sale of said premises. It is ordered that an entry of release and satisfaction of said mortgage lien be entered of record in the office of recorder of Union County, Ohio, according to law. It is further ordered that said J. E. Shelton out of the money, in his hands, pay: First: To the treasurer of this county, the sum of \$ none. Second, the costs and expenses, incurred in the sale of said property, including attorney fee, \$35- to John W. Dailey. Third, to J. E. Shelton, widow, the sum of \$53.²⁸ which the court finds to be the value of his dower interest in said premises. Fourth: To J. E. Shelton on the note and mortgage set forth and described in his answer, and cross-petition herein the sum of \$332.⁹³ which the court finds to be the amount due him. It is further ordered that the balance of said proceeds, amounting to the sum of \$128.45 be accounted for by said J. E. Shelton, according to law, and it is further ordered that this proceeding be recorded and that said petitioner pay the costs herein taxed at \$17- out of the proceeds of said sale. Within ten days. W. H. Husted, Probate Judge.

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Petition for Sale of Real Estate to Pay Debt

Filed

Jan. 18-1924

J. H. Kinkade
attly-

Ernest Bunsold, Adm'r.
of the Estate of
Justice Bunsold, Dec'd.
Plaintiff

vs. 10243

Civil action

Petition to Sell Real Estate

Flora Bunsold,
Eleanor Bunsold,
Lor-na Bunsold, ans.
Mary Bunsold,
Defendants.

Petition

The Plaintiff represents that he is the duly appointed and qualified administrator of the estate of Justice Bunsold late of Union County, Ohio, deceased; that the amount of debts due from the deceased is about Ten Thousand (\$10,000-) Dollars, as may be seen by

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his widow, who is entitled to dower in said premises; that the defendants Eleanora Bunsold, and Lorna Bunsold (minors under the age of 16 years) the only children and heirs of said decedent, having the next estate of inheritance from said Justus Bunsold, deceased, in said premises; That the Defendants, Mary Bunsold, claims some interest, in the purchase money for said real estate. That said defendant Flora Bunsold, also, claims some interest in said real estate for money advanced for the purchase of same. The Plaintiff therefore prays that the dower of said Flora Bunsold in said premises, may be assigned and set off to her; that the rights, interests, and heirs of the said Flora Bunsold and said Mary Bunsold may be fully determined, adjusted and protected according to equity and, that your petition may be authorized and ordered to sell said real estate for of said dower according to the statute in such cases made, and provided, and, for all other proper orders and relief in the premises. Ernest Bunsold,

admin. of the estate of Justus Bunsold, decd -
 The State of Ohio, Union County, ss.
 Ernest Bunsold, the above named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true to the best of his knowledge and belief. Ernest Bunsold,
 sworn to before me and signed in my presence,
 this 18 day of January, 1924. W. H. Kustel Probate Judge
 Journal Entry; In the Probate Court of Union County, Ohio,
 Ernest Bunsold, admin. of the Estate of Justus Bunsold, Decd. Plaintiff
 January 18-1924,
 vs. Journal Entry, Filing Petition
 p. Plaintiff Journal Entry, Filing Petition
 Flora Bunsold et al. Defs. To Sell Real Estate.

This day, came the Plaintiff Ernest Bunsold, administrator of the estate of Justus Bunsold, and presented to this Court, his petition, duly verified, praying an order for the sale of real estate of the said Justus Bunsold, deceased, to pay the debts, and the costs of administering the estate of the said decedent. Whereupon, it is considered, and ordered, by this Court, that the said petition be filed, and that due and legal notice of the filing, pendency and prayer of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants; and this cause is continued.

W. H. Kustel, Probate Judge
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 In the Probate Court of Union County, Ohio,

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10243 Ernest Bunsold, adm. of the Estate of Julius Bunsold, dec'd. Plaintiff

No. 10243

Flora Bunsold et al. Defs.

Warrant

Mr. the undersigned parties defendant, in the above entitled cause, for the sale of Real Estate, of the estate of said Decedent, to pay debts, hereby give notice of process, and consent to the sale of the Real Estate in said Petition mentioned, as herein prayed for, and the Statutory time for the pleading is hereby waived and we consent that said Petition may be heard at such time as may be by the Court ordered.

Flora Bunsold, Eleanor Bunsold, Lorna Bunsold, By Flora Bunsold, Guardian, Mary Bunsold

Appr. for appr. of Eadm. ad litem

Probate Court Union County, Ohio.

To Hon. W. H. Husted Judge of said Court,

The undersigned Ernest Bunsold, the Plaintiff makes application for the appointment of a Guardian ad litem for the minor defendants, in the above entitled case. The defendants, Eleanor Bunsold, and Lorna Bunsold, under the age of fourteen years and have entered their appearance, by and through their legal Guardian of their person and estate, the undersigned suggests that Flora Bunsold, who is a suitable person to be appointed as such Guardian ad litem.

Respectfully Ernest Bunsold,

Probate Court, Union County, O. January 18-1924.

Ernest Bunsold, adm. of the estate of Julius Bunsold, dec'd. Plaintiff

No. 10243

Flora Bunsold, et al. Defendants

Appr. of Eadm. ad litem

This day Ernest Bunsold, the Plaintiff appeared in open Court, and made application for the appointment of a Guardian ad litem for the minor defendants in this case, and it appearing to the Court that the defendants Eleanor Bunsold, and Lorna Bunsold, are minors under the age of fourteen years, and have duly and legally entered their appearance, by and through Flora Bunsold their mother and the duly and legally appointed Guardian of the person, and estate of said minors, it is ordered, that Flora Bunsold, be and she hereby is appointed Guardian for the suit, for said minor defendants, and now comes the said Flora Bunsold, and in open Court accepts said appointment.

W. H. Husted Judge

Ernest Bunsold, adm. of the estate of Julius Bunsold, dec'd. Plaintiff

No. 10243

Flora Bunsold, et al. Defs.

Answer

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Final Record, Union County Probate Court

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Now comes Elenora Bunsold ^{nee} Loma Bunsold, minor defendants, in the above entitled cause, by their duly and legally appointed Guardian, who is also their appointed Guardian ad litem, by the grace of the Court, Flora Bunsold, and voluntarily enter their appearance, herein; and for answer to said Petition say: That they are infants of tender years, and not acquainted with the law in such cases, and therefore Pray the Court to protect their rights in this cause for such relief as may be just. Dated this 18-day of January, A.D. 1924, Elenora Bunsold, Loma Bunsold, By Flora Bunsold, Guardian ^{and} Guardian ad litem

Application to Sell Real Estate at Private Sale.

Probate Court, Union County, Ohio.
Ernest Bunsold, admr., of the Es. 10243
Estate of, Justus Bunsold, decd.
vs - Plaintiff } application

Flora Bunsold, et al. Dft's.

The said Plaintiff represents that it would be for the best interest of the said estate to sell the real estate described in the petition in this case at private sale for the following reasons: 1- It would save the cost and expense of advertising 2- it would save the cost and expense of an Auctioneer 3- The admr. believes he has a purchaser, who will give more, than could be obtained at public sale, as at Public sale, it would have to bring only 2/3 of appraisement 4- It would be more satisfactory to all parties interested

5- It would net considerable more money for the estate and heirs, and he therefore asks for an order authorizing him to sell said real estate at private sale - Ernest Bunsold admr.

The State of Ohio, Union County ss.
Ernest Bunsold, being duly sworn, says that the matters set forth in the foregoing application are true as he truly believes Ernest Bunsold.

Known to before me, and signed in my presence, this 15-day of Jan - 1924 Geo. W. Husted, Probate Judge

affidavit of Disinterested Persons
The State of Ohio, Union Co. ss. Allen L. Cline and E. M. Cor
being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached: that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate and heirs to sell the private sale, said real estate than at Public sale for the reason that it will net more money and save

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considerable expense, as they only believe.
Klen L. Blinn (E.M. Cow)

known to before me, and signed in my presence, this 18
day of January, 1924 ¹⁹²⁴ W.H. Husted, Probate Judge

Answer ^{and} Cross-Petition of Mary Bunsold

In Probate Court, Union County, Ohio

Ernest Bunsold, a dec. of
The Estate of
Justus Bunsold, deceased,
Plaintiff

No. 10243

Proceedings to Sell Land

Flora Bunsold, et al.

Defendants.

Answer ^{and} Cross-Petition of
Mary Bunsold, one of the Defds.

in the above entitled cause, and voluntarily enters her
appearance herein, and for answer and Cross-Petition
to the Petition in this case filed, says: That there is
due to her, and there she represents, the sum of
\$8432 being the balance unpaid of the purchase
money for the said real estate in said Petition described,
that she holds no mortgage lien therefor, but that
the same is evidenced by notes executed by the
Justus Bunsold, deceased, in his life-time in payment
of the purchase money for the said real estate by
which this answering defendant claims a vendor's
lien thereon. She therefore prays the Court for a
finding of the amount due \$8432 - and an order
to pay the same out of the proceeds of the sale of said
real estate and for such other relief as is just and
proper.

Mary Bunsold.

Known to and subscribed by said Mary Bunsold, in my
presence, this 18 day of January, 1924 ¹⁹²⁴ W.H. Husted, Probate Judge

Answer and Cross-Petition of decedent's widow.

In Probate Court, Union County, Ohio

Ernest Bunsold, Administrator
of the Estate of
Justus Bunsold, deceased,
Plaintiff

No. 10243

Proceedings to Sell Land

Flora Bunsold, et al. Defendants. Decedent's widow.

Now comes Flora Bunsold, one of the defendants in the
above entitled cause, and voluntarily enters her appearance
herein and for answer to the Petition of the Plaintiff
in this case, says: That she is the widow of the
said Justus Bunsold, deceased, and as such, is
entitled to dower in the premises, so described in said
petition, and that her age is 25 years, and she
freely consents to said sale as prayed for and waives
the assignment of dower in said premises by notes
and bonds, or in rents and profits, and asks the
Court that said premises may be sold, free from

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Answer

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down estate therein, and, that the value, of such down, may, be allowed and, paid to her in money out of the proceeds of sale, as, the Court, may, deem reasonable.
 Second: This, answering Defendant, represents to the Court, by way of Cross-Petition: That she furnished to her said husband, Justus Bunsold, deceased, in his life-time \$1800. of her own money, \$1000. of which went into the purchase money, for said Real Estate, she therefore, prays, the Court, that out of, the proceeds of sale, the Court, will award and decree, unto her in her own right, said \$1800. so advanced, by her, and for such, other relief as is just and proper. Flora Bunsold.
 Sworn to and subscribed by Flora Bunsold, in my presence, this 18-day of January, 1924. C. W. Husted Probate Judge
 Order of Sale Free of Down.

The State of Ohio, Union County, ss. Probate Court
 To Ernest Bunsold, admr., of the estate of
 Justus Bunsold, dead, Next of Kin:
 In obedience to an order, and decree, of the Probate Court, within and for said County, made this day, in a certain cause, wherein you as admr., of the estate of Justus Bunsold, deceased, are Plaintiff and Flora Bunsold, et al. are Defendants, you are commanded to proceed, according to law, to sell at Private Sale, for not less than, the appraised value, thereof four of the down of Flora Bunsold, widow of Justus Bunsold, deceased, the following described premises, to-wit:
 Situated in the Township of Union and Dady, in Union County, Ohio. 1st Tract: Commencing at a stone in the center of the Marysville and Candaw Grant road, and in the South-westerly line of Survey #3483; thence with the center of said Grant road, South 17° West 203.08 poles to a stone; corner to the lands formerly of Anna W. Baldwin; thence with two consecutive lines of said Baldwin land North 57° 20' East 160. poles to a stone; thence South 33° 20' East 40.90 poles to a stone; thence North 58° 55' West 33.24 poles to a stone; thence North 58° 55' West 33.24 poles to a stone in the line of Master Eirick land; thence with said Eirick line South 59° 15' West 8.24 poles to a stone; thence North 33° 30' West 5-poles to a stone; thence South 57° 30' West 4.24 poles to a stone in the line of said Survey #3483; thence with said Survey line North 32° 30' West 91.20 poles, to the place of beginning, containing 71.81 acres more or less. 29.50 acres in Union Township, V.M. Survey #2675. 34.30 acres in Dady Township V.M. Survey #2675. 7.00 acres in Dady Twp. V.M. Survey #3483.

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Final Record, Union County Probate Court

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highest price he could get for said property.
Ernest Bunsold.

Sworn to before me and signed in my presence, this 11 day of March, 1924 ^{at} W.H. Husted, Probate Judge
Journal Entry Probate Court, Union County, Ohio.
Ernest Bunsold, Adm.
of the estate of Justus Bunsold, dec'd
Plaintiff

January 19-1924

Orders for Private Sale
Flora Bunsold, et al. Defendants.
This day this cause came on to be heard upon the petition and the court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the court. That the statements and allegations in said petition are true. That said Justus Bunsold, deceased did leave an widow entitled to dower in the estate to be sold, and an appraisement of such estate is contained in the Inventory. It is ordered, that another appraisement be and hereby is dispensed with. And the court being satisfied that it is necessary to sell the real estate of said Justus Bunsold, deceased, described in the petition, to pay his debts, and it being made to appear to the court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered, that said Ernest Bunsold, as such Adm., proceed to sell said real estate, free of dower, at private sale for not less than the appraised value thereof, on the following terms, to wit: Cash in hand on day of sale, and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued. W.H. Husted, Probate Judge

Journal Entry; Probate Court, Union County, Ohio.
Ernest Bunsold, adm. of
The Estate of Justus Bunsold, dec'd.
Plaintiff

March 11-1924 vs.
Proceeding to Sell Real Estate.

Flora Bunsold, et al. Defendants Order Confirmation, Distribution
This day this cause came on to be heard upon the report of Ernest Bunsold, Adm. of the estate of Justus Bunsold, deceased, of his proceedings under the former order of this court, and upon the motion of said petitioner to confirm the sale, made in obedience to said order; and the court, having carefully examined said report, and finding the proceedings of said petitioner

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in all respects correct, and being satisfied that said sale was fairly and legally made; it is ordered that the same be and hereby is approved and confirmed.

It is further ordered, that said Petitioner execute a deed of all the right, title and interest of the said Justice Bunsold, deceased, in said real estate to the purchasers, upon said purchase, making payment of the purchase money \$1395.00.

And now this cause coming on further to be heard upon the pleadings herein, and upon the motion to distribute the proceeds of the sale amounting to the sum of \$1395.00, the Court finds that there is due the said Mary Bunsold, balance of purchase money for said real estate, as set up in her answer and cross-petition, from the estate of said Justice Bunsold, deceased, the sum of \$8432.

The Court finds that there is due the said Flora Bunsold, upon her claim for money advanced in the payment of purchase money on said real estate, as set forth in her answer and cross-petition from the estate of said Justice Bunsold, dec'd, the sum of \$1800.

And the said Flora Bunsold, widow having by answer herein waived the assignment of dower, and said promise by intestate and bounds, or in rents and profits, and asked that the value, gain or dower be allowed and paid her out of the proceeds of the said sale; the Court finds the just and reasonable value of her dower in said real estate to be the sum of \$3745.30.

It is further ordered, that said Administrator out of the money in his hands, pay First To the Treasurer of this County, the sum of \$... having the taxes against said property, Second: The costs and expenses incurred in the sale of said property, Third: To Mary Bunsold, balance due her on her Verdict here set up in her answer and cross-petition herein the sum of \$8432, which the Court finds to be the amount due her, Fourth: To Flora Bunsold, for purchase money set up in her answer and cross-petition herein the sum of \$1800, which the Court finds to be the amount due her thereon, Fifth: To Flora Bunsold, the widow, the sum of \$3745.30 which the Court finds to be the value of her dower interest in said premises. If proceeds of sale are not sufficient, balance to be paid from the personal estate.

and it is further ordered, that this proceeding be recorded, and that said petitioner pay the costs herein taxed at \$... within 10 days.

W. H. Husted, Probate Judge

10170
Sept. 12-1923

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Petitioner

Final Record, Union County Probate Court

10170
Sept. 12-1923

Petition for Sale of Real Estate to Pay Debts.

Probate Court Union County, Ohio
No. 10170

W.P. Hudson, Administrator
of the Estate of Sarah E. Cook, Deceased,
Plaintiff

vs.
Clara Wright

Harry Wright

Miriam Dutcher

Oliver Dutcher

Margaret Hardman

George Hardman

Mary Ford

S. W. Ford

Nellie Keagy

Frank Keagy

Nellie Conklin

Ray Conklin

Eva Drager

Frank Drager

Rodney Crook

Industrial Commission of Ohio

Defendants.

The Plaintiff represents that he is the duly appointed and qualified administrator of the estate of Sarah E. Cook, deceased, late of Union County, Ohio, deceased, that the amount of debts due from the deceased is Two Hundred Seventy-two Dollars, as near as they can be ascertained (a schedule of which debt is hereto attached marked A) (Other claims to be presented) that the charges of administration of said estate will amount to about one hundred fifty dollars, and that the total value of the personal estate and effects of said deceased is but nil - Dollars, being wholly insufficient to pay the debts and costs aforesaid.

Petitioner

The Plaintiff further represents that said Sarah E. Cook, died seized in fee simple of the following described real estate, situated in the County of Union State of Ohio, and in the township of Jerome to wit: Being a tract of land bounded and described as follows: Beginning at an iron pin in the center of the Post Road and at the south-west corner of a 7 1/2 acre tract of land, lying north of said road and conveyed by Clerk Perry to Howard Black; thence with the west line thereof N. 4-20 E. 17.28 poles to a stone at the north-west corner of said tract; thence with the north line of said tract S. 86-11 E-11.44 poles to a stake; thence S. 18-20 W. 19.84 poles to an iron

Civil action

Petition to Sell Real Estate

Petition

10170

pin in the center of the aforesaid road; thence into the center of the aforesaid road N. 69-42 W. 6.20 poles to the beginning, containing one acre and being part of Survey No. 17758.

Exhibit "a" Schedule of Debilities of Sarah E. Brook, Decd.	
Castmill Monumental Works, Mansfield, O.	\$ 55.00
Dedrick W. Morris undertaker, Plain City, O.	217.00
	Total \$ 272.00

Plaintiff represents that said real estate was appraised in accordance with the order of the Probate Court of Union County, Ohio by the appraisers of the personal estate of said decedent, and that the amount of said appraisal is sixteen hundred and fifty dollars. The said decedent died leaving no will. That the defendants Clara Wright, Minnie Dutcher, Margaret Boardman, Mary Ford, Nellie Casey, Nellie Conklin, Eva Sawyer, Rodneybrook are the only children and heirs at law of said decedent, having the next estate of inheritance from said Sarah E. Brook, deceased, in said premises. That the defendants, The Industrial Commission of Ohio, holds some interest in the real estate above described by which sale or encumbrance of the same cannot be made within five years from the date of the purchase by the decedent, or her executor, administrators, heirs, without written permission from said Industrial Commission, and that your petition may be authorized and ordered to sell said real estate free of same, according to the statute in such case made and provided, and for all other proper orders and relief in the premises. W.P. Hudson, Adm'r, The State of Ohio, Union County.

W.P. Hudson, Adm'r, the within named Plaintiff being duly sworn, says that the various matters and things set forth in said petition are true to the best of his knowledge and belief. W.P. Hudson, Adm'r.
 Done to before me and signed in my presence, this 12 day of Sept. 1923. L.A. Davis, Union Co. O. Notary Public

Prasup:

W.P. Hudson, adm'r. Plt.
 Clara Wright et al. vs
 Probate Court, Union County, Ohio
 No. 10170
 In re Action. Summe
 To the Probate Judge:
 Issue summons for said Minnie Dutcher, Eva Sawyer, Rodneybrook, The Industrial Commission of Ohio, (all of Columbus, Franklin Co. Ohio) Defendants directed to the Sheriff of said County, returnable according to law.
 L.A. Davis for Plaintiff

Journal Entry: In the Probate Court of Union County, Ohio.
 W.P. Hudson, Adm'r. of the estate of Sarah E. Brook, decd. Plaintiff
 September 14th 1923

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Final Record, Union County Probate Court

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 v.
 Clara Wright, Minnie Dutcher,
 Margaret Hardman, Mary Ford,
 Nellie Hoag, Nellie Conklin,
 Emma Sawyer, Rodney Crook,
 The Industrial Commission of Ohio.
 Defendants

Case no. Journal entry
 Filing Petition to sell
 Real Estate.

This day came the Plaintiff W.P. Hudson, Adm. of the estate of Sarah E. Crook, dec'd, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Sarah E. Crook, dec'd, to pay the debts, and the costs of administering the estate of the said decedent, whereupon it is considered and ordered, by this Court that the said petition be filed, and that due and legal notice of the filing hereof and prayer of the said petition, and of the time in which they are required by law to answer the same be given to each of the said defendants and this cause is continued, W.P. Hudson, Probate Judge

Warrant

Probate Court, Union County, Ohio

W.P. Hudson, adm. of the
 Estate of Sarah E. Crook, dec'd,
 Plaintiff.

No. 10170

Warrant

Clara Wright, et al. Defendants

We the undersigned parties, Defendants, to the Petition in the above entitled action, do each of us hereby waive the issuing and service of Summons, and voluntarily enter our appearance, as such, defendants, and we do hereby consent to the sale of the Real Estate described in the petition in said action, according to the prayer of the same. Clara Wright,
 Margaret Hardman, Mary Ford, Nellie Hoag, Nellie Conklin

Warrant

Probate Court, Union County, Ohio

W.P. Hudson, adm. of
 The Estate of Sarah E. Crook, dec'd,
 Plaintiff

No. 10170

Warrant

Clara Wright, et al. Def'ts

We the undersigned Defendants to the Petition in the above entitled action do each of us hereby waive the issuing and service of Summons, and voluntarily enter appearance as Def'ts, and hereby consent to the sale of Real Estate described in petition in said action according to the prayer of the same. W. S. Ford

Summons

The State of Ohio, Union County, Probate Court
 To the Adm. of the estate of Sarah E. Crook, Deceased.

10170

You are commanded to notify Coy Conklin, that on the 12 day of September 1923, W.P. Hudson, adm. of the estate of Sarah E. Crook, deceased, filed his petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of pay debts, and that unless they answer by the 27 day of October 1923 said petition will be taken as true, and an order granted accordingly, said administrators will make due return of this writ on the 5 day of October 1923. Witness my hand and the seal of said Court, this 26 day of Sept. 1923.

W.P. Hudson Probate Judge

The State of Ohio Union County

I, L.A. Davis being duly sworn, say that on the 27 day of Sept. 1923, I served this writ by delivering a copy thereof personally to the following named persons, to wit:

Coy Conklin, (personally by delivering to him a copy thereof. L.A. Davis

Subscribed before me and signed in my presence, this 29 day of Sept. 1923

W.P. Hudson, Probate Judge

Summons.

The State of Ohio Union County

Probate Court

To the Sheriff, Franklin County, Ohio

You are commanded to notify Rodney Crook, Frank Sawyer, Eva Sawyer, Frank Coag, Ken Woodman, Charles Dutcher, Harry Wright, Minnie Dutcher, and Clara Wright, that on the 12 day of September A.D. 1923, W.P. Hudson, adm. of the estate of Sarah E. Crook, deceased, filed his petition in the Probate Court of said Union County, Ohio, against them and others; the object and prayer of which petition is to obtain an order for the sale of certain Real Estate belonging to said decedent, in said petition described, for the purpose of paying debts, and that unless they answer by the 27 day of October 1923, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 5 day of October, 1923. Witness my hand and the seal of said Court, this 26 day of September 1923.

W.P. Hudson Probate Judge

Sheriff's Return.

The State of Ohio, Franklin County

Received this writ, Sept. 27-1923, at 8.0 clock, a.m., and pursuant to its command, on Sept. 28-1923, I served the within named, Frank Sawyer, and, Eva Sawyer by personally handing each of them a true and certified copy of this writ with all the endorsements thereon.

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Final Record, Union County Probate Court

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I, also, served Harry Wright on Sept. 27-1923, and Rodney Crook, Frank Hoag, George Hardeman, Charles Dutcher, Milton Dutcher, Mrs. Clara Wright on Sept. 28-1923 by leaving for each of them at their usual place of residence a true and certified copy of this writ with all the endorsements thereon. Frank Hoag, Sheriff of Franklin Co. O. W. A. Lyle.

Office of Industrial Commission of Ohio.

Release of Restrictions against sale or mortgage of real property heretofore purchased under the authority of the Industrial Commission of Ohio, whereas the Industrial Commission of Ohio on the 10 day of February 21 granted the application of Sarah Crook claimant in the claim No. 5482 pending before said Commission for the payment in a lump sum an amount of \$1,800.00 for the purpose of purchasing real property situated in Franklin Co., State of Ohio the description of which property as purchased by such claimant as contained in application for lump sum payment being as follows: "Being in Jerome Township, Union County Ohio beginning at an iron pin, in the center of the Post Rd. and at the S.W. corner of a 7/16 acre tract lying north of the said road etc. Plain City, Ohio. and whereas one of the conditions upon which said lump sum was granted was that claimant be prohibited from selling or encumbering said premises within 5 without the consent of the Industrial Commission of Ohio which restrictions were then written into the deed of said premises. and whereas it has been made to appear to the satisfaction of the Industrial Commission of Ohio that it will be to the best interests of claimants to sell or encumber such premises: Now therefore in consideration of said premises, the Industrial Commission of Ohio does hereby authorize said claimant to sell said premises. In though such restrictions had not been made. In witness whereof, the said Industrial Commission of Ohio has hereunto set its name and seal at Columbus Ohio this 11 day of Oct. 1923.

The Industrial Commission of Ohio

By J. H. Lammuck

Attest

Know all men by these presents that Mr. H. P. Hudson, C. H. Reckley and W. S. Blaney, all legal and firmly bonded into the State of Ohio, in the full sum of thirty three hundred dollars, to the payment of which each, we do hereby jointly and severally bind ourselves our heirs, executors and administrators

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if default be made in the condition following: These Letters of administration upon the estate of Sarah E. Crook, deceased, now granted to the said W.P. Hudson by the Probate Court of Union County, in the State of Ohio, on the 28 day of August 1923. Now if the said W.P. Hudson, as Administrator of the Estate of said Sarah E. Crook, deceased, shall:

First: make and return into Court, on oath, within 3 months, a true inventory of all the moneys, goods, chattels, rights and credits of the deceased, which have, or shall come to his possession or knowledge, and, also, if required by the Court, an inventory of the Real Estate of the deceased.

Second: shall administer according to law, all the moneys, goods, chattels, rights and credits of the deceased, and the proceeds of all her Real Estate, that may be sold for the payment of her debts, which shall at any time come to the possession of the Admin., or to the possession of any other person for her.

Third: Shall render upon oath, a true account of his administration within 18 months, and at any other times when required by the Court, or the law, and failing so to do, for thirty days after he shall have been notified of the expiration of the time by the Probate Judge, he shall receive no allowance for services, unless the Court shall enter upon its journal that such delay was necessary and reasonable.

Fourth: Shall pay any balance remaining in his hands upon the settlement of his accounts, to such persons as the Court or the law shall direct; and, Fifth: Shall deliver the Letters of administration into Court, in case any bill of the deceased shall be thereafter duly proved and allowed, then this obligation to be void; otherwise to remain in full force, and, virtue in law.

Signed by us, and dated at Plain City, Ohio, this 12 day of Sept. 1923.

W.P. Hudson, C. H. Achley, H. L. Plann

This Bond approved, in open Court this 14 day of Sept. 1923.

W.P. Hudson, Plaintiff

vs.

Calara Wright, et al. Defendants.

W.P. Hudson, Administrator of the Estate of Sarah Crook, Dec'd.

vs.

Calara Wright, et al. Defendants.

Probate Court, Union County, Ohio
 No. 10170
 application

The said Plaintiff represents that it would be for the best interest of the said estate of Sarah Crook, deceased to sell the real estate described in the petition in this case at private sale, for the following reasons: That the real estate is not in such demand as to attract a great number of buyers, and would probably receive a very

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low bid at a public sale. The administrator can use his discretion and secure the full amount of the appraisement or more by personal effort so that more will be realized from the private sale than from a public auction. And he therefore asks for an order authorizing him to sell said real estate at private sale.

W. P. Hudson, admin. of estate of Sarah Cook, Dec'd
The State of Ohio, Union County

W. P. Hudson, administrator, being duly sworn, says that the various matters set forth in the foregoing application are true, as he verily believes. W. P. Hudson.

Sworn to before me and signed in my presence this 29 day of October, A. D. 1923. L. A. Davis, Notary Public, Union Co. O.

Affidavit of Disinterested Person

The State of Ohio, Union County

H. E. Lippert, C. M. Jones, S. M. Ketchum, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said estate of Sarah Cook, to sell said real estate at private sale than at public sale, as they verily believe.

H. E. Lippert, C. M. Jones, S. M. Ketchum.

Sworn to before me and signed in my presence this 29 day of October 1923. L. A. Davis, Notary Public, Union Co. O.

General Entry: approving appraisement, for Private Sale
W. P. Hudson Admin. of the estate of Sarah Cook, Dec'd. Plaintiff } No 10170
Clara Wright, et al. Defts.

This day came the said Plaintiff and an appraisement of such estate is contained in the Inventory.

It is ordered, that another appraisement be and truly is dispensed with. That all the defendants herein have been duly and legally served with process, or have voluntarily entered their appearance herein and are now before the Court. That the said Sarah Cook, left no evidence. It is further ordered, that an additional Bond of \$300.00 be and hereby approved to the Court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale.

It is therefore further ordered, that said W. P. Hudson, as such Administrator, proceed to sell said real estate free of duty at private sale for not less than \$1650.00 the appraised value thereof on the following terms: to wit: One third cash in hand, on day of sale, one third in one year, and one third in two years, from the day of sale.

10170

deferred payments to be secured by mortgage on the premises sold and to bear interest from the day of sale payable annually. And said petitioner is ordered to make return to this Court immediately after such sale is made ^{and} this cause is continued. W. H. Husted, Probate Judge

Motion

In the Probate Court, Union County, Ohio

W. P. Hudson, admr. of the estate of Sarah E. Groth, dec'd. vs. Clara Wright et al. Defendants

February 26 - 1924

Motion

Now comes W. P. Hudson, Plaintiff, and moves the Court to vacate the order of private sale heretofore issued for the real estate described in the petition, and that an order to sell the said premises at public sale be issued to him as provided by law for the following reason, to-wit: that he is unable after diligent endeavor to obtain the appraised value of said premises at private sale.

W. P. Hudson administrator

Journal entry orders approving Bond for Public Sale

Probate Court Union County, Ohio

W. P. Hudson, admr. of the estate of Sarah E. Groth, dec'd. vs. Clara Wright et al. Defendants

February 26 - 1924

order of sale

Clara Wright et al. Defendants

This day this cause came on further to be heard, ^{and} it appearing to the Court that the said W. P. Hudson, the plaintiff above named has given bond, as heretofore ordered, in the sum of Thirty Three Hundred, (\$3300) Dollars, with C. B. Ashley and W. L. Blawie, freeholders, as Sureties; it is ordered that said bond be and hereby is approved, and upon the motion of W. P. Hudson, admr. asking that the order for private sale be set aside for the reason that he was unable to secure a bid at the appraised value. It is therefore further ordered, that said W. P. Hudson, as such administrator proceed according to law to sell the real estate described in the petition free of down at public auction to the highest bidder and for not less than 75% the appraised value, except on the following terms, to-wit: one-third cash in hand on day of sale, one-third in one year, and one-third in two years, from the day of sale; deferred payments to be secured by mortgage on the premises sold and to bear interest from the day of sale payable annually. It is further ordered that said petitioner give notice four weeks consecutively of the terms and terms and place of sale, prior thereto, in some newspaper, printed and of general circulation in Union County, Ohio, where said real estate is situated.

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And said petitioner is ordered, to make return to this court immediately after such sale is made, and this cause is continued. W. H. Husted, Probate Judge

Order of Sale - Free of Court.

The State of Ohio, Union County, Probate Court.

To Mrs. P. Hudson, Adm. of Estate of Sarah Knook, Deceasee;

In obedience to an order and decree of the Probate Court within and for said county, made this day, in a certain cause, wherein you as Administrator are Plaintiff and, Clara Wright et al. are Defendants you are commanded to proceed according to law to sell at public sale, for not less than 2/3 of the appraised value thereof free of the court, of - no. videtur the following described premises, to wit: Situate in the County of Union and State of Ohio, and in the township of Jerome, and bounded, and described as follows:

Beginning at an iron pin in the center of the Post Road and at the south-west corner of a 7 1/2 acre tract of land lying north of said Road, and conveyed by Clark Key to Howard Black; thence with the west line thereof N. 14-20, E. 17. 28 poles to a stone in north-east corner of said tract; thence with the north line of said tract S. 13-11 E. 11. 44 poles to a stake; thence S. 18-20 W. 19. 84 poles to an iron pin in the center of the aforesaid Road; thence with the center of the aforesaid Road N. 69-42 N. 6. 20 poles to the beginning, containing one acre and being a part of survey no. 7758. Said tract is further described as adjoining the corporate limits of the village of Plain City on the west. Said sale to be held on the premises, and to be upon the following terms - cash in hand on day of sale - you will make return of your proceedings to this court, forthwith upon execution of this order. Witness my signature at the seat of said Probate Court, at Mansfield Ohio, this 26th day of February, 1924. W. H. Husted Probate Judge

Return

To the Probate Court of Union County, Ohio

In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 5th day of April, 1924. W. P. Hudson, Adm.

Report of Sale

In obedience to the within order, I duly advertised the real estate therein described for sale, in the Mansfield Tribune, a newspaper printed and of general circulation in Union County, Ohio, where said real estate is situate, for at least 14 consecutive weeks prior

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On the 29-day of March, 1924, the day of sale, therein mentioned: Stating in the notice the time, place and terms of sale: and on said day, at the hour of 2 o'clock P.M. I attended at the place named in the advertisement. The offered said real estate for sale free of the down estate of - no down claimed or due, therein, when Edwin L. Meeker bid to pay for the same the sum of Sixteen Hundred. Seventy ^{and} ^{no} ¹⁰⁰ Dollars, which being the highest and best bid that was offered, and being more than 75 of the appraised value of said premises. I then and there sold the same to him for that sum. Same to be paid in cash.

W.D. Hudson admsr.

Dated the 3-day of April, 1924

Legal Notice.

In pursuance to an order of the Probate Court of Union County, Ohio, I will offer for sale at public auction on the 29th day of March, 1924, on the premises at 2 o'clock P.M., the following described real estate, situated in the County of Union and State of Ohio, and in the Township of Jerome bounded and described as follows: Beginning at an iron pin in the center of the Post Road, and at the southwest corner of a 7 1/2-acre tract of land lying north of said road, and conveyed by Clark Key to Howard Black; thence with the west line of said tract north 4° 20' east 17.25 poles to a stone at the northwest corner of said tract; thence with the north line of said tract, south 80° 11' east 11.44 poles, to a stake; thence south 15° 20' west 19.54 poles, to an iron pin in the center of the aforesaid road; thence with the center of the aforesaid road, north 69° 42' west 6.20 poles, to the beginning containing measures, and being part of Survey No. 4758. Said tract is further described as adjoining the corporate limits of the village of Plain City and the West.

appraised at \$1650 - Terms of sale, cash.

W.D. Hudson, admsr. of the estate of Sarah Brock, deceased, Feb. 27-1924.

The State of Ohio, Union County ss. Personally appeared before me, John K. Sheser, and made solemn oath, that the notice a copy of which is hereto attached was published for 5 consecutive weeks on and next after Feb. 27-1924, in the Weekly Mansfield Tribune, a newspaper of general circulation in the County aforesaid.

John K. Sheser,

known to before me, and signed in my presence, this 29 day of March-1924. J. M. Huber, Notary Public.

Printer's Fees - \$12.75

Journal entry: In the Probate Court of Union Co. State of Ohio.

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10170 Wm. P. Hudson admr. of the estate of Sarah Crook Dec'd
 p. Plaintiff April 5 - 1924 No - 10170

Below Wright et al. Defendants. Confirming Sale
 This day this cause came on to be heard upon the report of a public sale of property described in the petition herein; and there appearing to be no objection to the sale, it was submitted to the Court upon such return of sale whereupon the Court finds after due and careful examination of the same that said sale has been duly and legally made in conformity to law, and the former order of the Court wherefore it is ordered that the same be and is hereby approved and confirmed, and it is further ordered that said Wm. P. Hudson as such admr. make to the purchaser, Edna L. Mucker, a good and sufficient deed for the premises, so sold, and the terms of the sale as advertised providing that all of the purchase money be paid in cash. said administrator is ordered to accept the same. Dated 5-day of April 1924. W. H. Husted Probate Judge

10246 Petition for Sale of Real Estate to Pay Debts
 Filed Probate Court, Union County, Ohio.

Jan. 22 - 1924 Thaddeus M. Monahan, administrator
 Frackler atty. of the estate of Priscilla Landes, deceased.
 Frackler, atty. Plaintiff

No. 10246
 Civil Action

Samuel Landes Husband dec'd;
 Mary J. Lennie, John Lennie,
 Pearl Landes, Eva Landes,
 Ross Landes, Maggie Landes,
 Jacob Landes, Rosa Landes,
 Florence Spence, Edward Spence,
 Harriet Small, Calvin Small,
 Clayton Landes, Donna Landes.
 Defendants

Petition to sell Real estate
 Petition.

The Plaintiff represents that he is the duly appointed and qualified administrator of the estate of Priscilla Landes, late of Washington Twp. Union County, Ohio, deceased; that the amount of debts due from the deceased is Four Hundred ninety seven and 7/100 Dollars, as near as they can be ascertained (a schedule of which debt is hereto attached, marked Exhibit A) that the charges of administration of said estate will amount to about Seventy-five Dollars; and that the total value of

10246

of the personal estate and effects of said deceased is but One hundred forty nine and ⁶⁰/₁₀₀ Dollars. being wholly insufficient to pay the debts and costs aforesaid the Plaintiff further represents that said Priscilla Landes, died seized in fee simple of the following described real estate, situated in the County of Union, State of Ohio, and in the Township of Washington to wit: an undivided one-half part of the following real estate: Beginning at the center of the Essex Byhalia Pike where S. C. Summides line crosses the Pike: thence eastward with said Pike Twenty-two (22) poles to a stone in the center of said pike: thence south nine (9) poles to the center of Rush Creek: thence west along said creek Twenty-two (22) poles to a stone: thence north six (6) poles to the center of said pike and place of beginning, containing one acre more or less. Also one-half undivided interest in the following real estate, situated in the same county, state, survey, and township above named: Being one-fifth of an acre out of the following described tract of land, containing 5 acres. Beginning in the west line of Survey # 12289, in the north bank of Rush Creek: thence east 21 rods to a stone: thence north 40 rods to a stone: thence west 20 rods to the center of the Longberry Road: thence south 40 rods to the place of beginning, containing 5 acres of land.

The said one-fifth part of an acre being bounded and described as follows: Beginning at the south-east corner of the above described 5 acre tract: thence north 94 feet to the center of the Essex and Byhalia Grand Road: thence with the center of said Grand Road, westward 96 feet to a stake: thence southward and parallel with the east line of this lot 84 feet to a stake: thence eastward and parallel with the north line of 96 feet to the place of beginning, containing ¹⁰/₁₀₀ of an acre of land, more or less.

Schedule of debts Exhibit "d"

Funeral Expenses	S. R. Sanders	\$ 265.69
Doctor bill	F. W. Wartsbaugh	173.70
Funeral bill	Pack. Lumber Co.	58.31
	Total debts.	497.70

Plaintiff represents that said real estate was appraised in accordance with the order of the Probate Court of Union County Ohio, by the appraisers of the personal estate of said decedent, and that the amount of said appraisement is Two hundred Dollars. The said decedent died leaving the defendant, Samuel Landes, her widow, who is entitled to dower in said premises: that the defendants, Mary J. Lewis, Paul Landes, Rosa Landes, Jacob Landes, Florence Spear, Hannie Sewell, and Clayton Landes, are the next heirs at law of said decedent, having the next

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Final Record, Union County Probate Court

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Estate of inheritance from said Priscilla Landes, dead, in said premises, that the defendants John Lewis, Eva Landes, Maggie Landes, Rosa Landes, Edward Speese Calvin Sewell, and Dorina Landes, are husbands and heirs of the heirs above. The Plaintiff therefore prays that the dower of said Samuel Landes in said premises, may be assigned and set off to him; and that your petitioner may be authorized and ordered to sell said real estate free said dower according to the statute in such case made and provided, and for all other proper orders and relief in the premises. *Theodore M. Monson, adm.*

The State of Ohio, Union County.
 Theodore M. Monson, the within named Plaintiff being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief. Theodore M. Monson, adm., known to before me, and signed in my presence this 19 day of January, 1924 *W.H. Husted Probate Judge* Journal Entry in the Probate Court of Union County, Ohio, Theodore M. Monson, adm., of January, 22-1924.

The estate of Priscilla Landes, Plaintiff Journal Entry, Samuel Landes et al. Defendants. Filing Petition to Sell Real Estate. This day came the Plaintiff Theodore M. Monson, adm., of the estate of Priscilla Landes, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Priscilla Landes, deceased, to pay the debts, and the costs of administering the estate of the said decedent. Whereupon, it is considered and ordered by this Court, that the said petition be filed, and that due and legal notice of the filing, pendency and prayer, of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants, and this cause is continued.

W.H. Husted, Probate Judge
 Union Probate Court, Union County, Ohio
 no. 10246.

Theodore M. Monson, adm.,
 of the estate of Priscilla Landes, Plaintiff
 vs
 Samuel Landes, Rosa Landes et al.
 Defendants.

We, the undersigned, parties Defendant, to the Petition in the above entitled action, do each of us, hereby waive the issuing and service of summonses, and voluntarily enter our appearance as above Defendants, and we do hereby consent to the sale of the Real Estate described in the petition in said action according to the prayer of the same. *Jan'y 27-1924*

10246

^{his mark}
 Samuel Landes; J. C. Landes, Rosa Landis; Nannie Small,
 G. B. Small; Clayton D. Landes, Donna E. Landes; L. P. Landes,
 Maggie Landes; Pearl Landes, Eva Landes.

Summons.

The State of Ohio, Union Co., Probate Court,
 To the Administrator of the estate of Priscilla Landes,
 Deceased. You are commanded to notify Mary J. Lewis,
 John Lewis, Florence Speer, and Edward Speer that on
 the 27th day of January, 1924, Theodore M. Monson, adm.
 of the estate of Priscilla Landes, dec'd filed his petition in
 the Probate Court of said Union County, Ohio, against them
 others, the object and prayer of which petition is to obtain
 an order for the sale of certain Real Estate belonging to
 said decedent, in said petition described, for the pur-
 pose of paying debts and that unless they answer by
 the 23rd day of February, 1924, said petition will be taken as
 true, and an order granted accordingly.

Said Administrator will make due return of this writ
 on the 4th day of February, 1924. Witness my hand, and
 the seal of said Court, this 24th day of Jan'y, 1924

^{Seal} W. H. Husted, Probate Judge

The State of Ohio, Union County,

I, Theodore M. Monson, being duly sworn, say that
 on the 28th day of January, 1924, I served this writ by
 delivering a copy thereof personally to the following
 named persons to wit: Mary J. Lewis, John Lewis, Florence
 Speer, and Edward Speer.

Theodore M. Monson,
 Sworn to before me, signed in my presence, this 2nd day of
 Feb'y, 1924

W. H. Husted, Probate Judge

Answer of Widow.

Probate Court, Union County, Ohio,

no. 10246

Theodore M. Monson Adm.
 of the estate of Priscilla Landes, Dec'd
 Plaintiff

Answer of Widow.

Samuel Landes, et al. Defendants,
 and now comes Samuel Landes, one of the defendants
 in the above entitled cause and voluntarily enters his
 appearance herein, and, for answer, to the petition in this
 case filed, says that he is the widow of said Priscilla
 Landes, deceased, and, as such, is entitled to dower in
 the premises described in said petition, that his age is
 seventy-nine years, and he freely consents to said sale
 as prayed for, and, assigns the assignment of dower
 in said premises, by metes and bounds, or, in, ven to and
 profits and cots, the Court, that said premises may be
 sold, free from his dower estate therein, and, that the
 value of such dower estate may be allowed and paid
 him in like sum of out of the proceeds of the sale

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Such sum of money as the Court deems the just and reasonable value of his donor interest in said real estate. Samuel X Landes.

Pearl Landes, Eva Landes mark

The State of Ohio, Union County.

Samuel Landes, being duly sworn, says that the statements in the foregoing annex are true, as he truly believes. Samuel Landes Pearl Landes Eva Landes

Sworn to before me, and signed in my presence, this 23-day of January, 1924. Benj. Carter

Application to Sell Real Estate at Private Sale - Probate Court, Union County, Ohio.

Theodore M. Monson, admr, No.

of estate of Priscilla Landes, Decd.

Plaintiff

Application

Samuel Landes et al. Df's.

The said Plaintiff represents that it would for the best interest of the said estate of Priscilla Landes to sell the real estate described in the petition in this case at private sale, for the following reasons:

1. Because he has a buyer, for the appraised value of this property who will pay cash.
2. Because it will save the expense of advertisement and appraisal, and he therefore asks for an order authorizing him to sell said real estate at private sale. Theodore M. Monson, admr. of estate of Priscilla Landes

The State of Ohio, Union County, ss.

Theodore M. Monson, admr., being duly sworn, says that the various matters set forth in the foregoing application are true, as he truly believes. Theodore M. Monson.

Sworn to before me, and signed in my presence, this 21 day of February, 1924. Benj. Carter

Affidavit of Disinterested Persons -

The State of Ohio, Union County ss.

Lemond L. Temple, and Sherman Lovv, being duly sworn, says that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatever in the matters therein referred to, and that it will be more for the interest of the said Estate of Priscilla Landes to sell said real estate at private sale than at public sale as they truly believe. L. L. Temple. S. C. Lovv.

Sworn to before me, and signed in my presence, this 21 day of February, 1924. Benj. Carter

Justice of the Peace

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Journal Entry: Probate Court, Union County, Ohio
Therodora M. Monson, Adm., February 23- 1924
of the estate of Priscilla Landes
Plaintiff

Samuel Landes, et. al. Defts. Order for Private Sale
This day this cause came on to be heard upon the petition, evidence and testimony of the plaintiff, and the Court being fully advised in the premises finds: That all the defendants herein have been duly and legally served with process, or have voluntarily entered their appearance herein, and are now properly before the Court. That the statements and allegations in said petition are true. That said Priscilla Landes, deceased, left a widow, entitled to dower in the estate to be sold, and an appraisement of such estate is contained in the Inventory. It is ordered, that another appraisement be and hereby is dispensed with, and the Court being satisfied that it is necessary to sell the real estate of said Priscilla Landes, described in the petition, to pay her debts, and it being made to appear to the Court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered that said Therodora M. Monson, as such admr., proceed to sell real estate free of dower, at private sale, for not less than the appraised value thereof, on the following terms, to wit: Cash in hand, on day of sale - and said petitioned is ordered to make return to this Court immediately after such sale is made, and this cause is continued. W. W. Husted, Judge.

Order of Sale - for John Dorr.
The State of Ohio, Union County, Probate Court.
To Therodora M. Monson, admr. of the estate of Priscilla Landes, Petitioner.
In obedience to an order and decree of the Probate Court within and for said County, made this day, in a certain cause, wherein you, as administrator of the above mentioned estate, are Plaintiff and Samuel Landes et. al. are Defendants, you are commanded to proceed, according to law, to sell at private sale - for not less than the appraised value thereof free from the dower of Samuel Landes, widow of Priscilla Landes, deceased, the following described premises, to wit: Situate in the County of Union, State of Ohio, and in the Township of Washington the being particularly described as follows: Being an undivided one-half of the following premises - Part of survey # 12289, Beginning in the center of the base of Ryhalia Pike where S. B. Hunsides' line crosses the pike thence eastward, with said line to wit: two (2) poles to a stone in the center of said pike; Thence South nine

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(9) poles to the center of Rush Creek; thence west along
 tract along said Creek twenty-two (22) poles to a
 stone; thence north six (6) poles to the center of said
 pike and place of beginning, containing one acre,
 more or less. Also the following described real
 estate, situated in the same county, state,
 township and survey above named, being one-fifth
 (1/5) of an acre out of the following described tract of
 land, containing 5 acres, "Beginning in the west line
 of Survey #12209 on the north bank of Rush Creek;
 thence east 20 rods to a stone; thence north 40
 rods to a stone; thence west 20 rods to the center
 of the Longberry Road; thence south 40 rods to the
 place of beginning, containing 5-acre of land." The
 said one-fifth of an acre, being bounded and
 described as follows: Beginning at the south east
 corner of the above described 5-acre tract; thence
 north 94 feet to the center of the Essex and Pyhalia
 Grand Road; thence with the center of said road
 westward 96 feet to a stake; thence southward and
 parallel with the east line of this lot 84 feet to
 a stake; thence eastward and parallel with the north
 line 96 feet to the place of beginning, containing
 (1/5) of an acre of land, more or less.

The total amount of the land conveyed by this deed
 amounts to an undivided one-half of one- and
 one-fifth acre, more or less. Said sale to be cash -
 You will make return of your proceedings to this court
 upon execution of this bond, forthwith upon execution of this
 order. Witness my signature and the seal of said
 Probate Court, at Mansfield, Ohio, this 23rd day of
 February A. D. 1924. W. H. Husted, Probate Judge.

Return

To the Probate Court of Union County, Ohio,
 In obedience to the foregoing order, I have caused the
 same to be duly executed, as will more appear by the
 proceedings hereto attached, Dated the 25th day of Feb., 1924

Report of Sale

In obedience to the within order, I sold said premises
 on the 25th day of Feb., 1924, to George Dorbrook and
 Sarah Dorbrook, for the sum of Five Hundred Dollars
 said sum being the appraised value of the same.

Dated the 25th day of February, 1924.

The State of Ohio, Union County.

The above named Theodore M. Monahan, Adm., of the
 estate of Percilla Landes, being duly sworn, says

10246

that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property.

Theodore M. Monson, Adm.
Drove to before me and signed in my presence. This 25-day of July, 1924 at Q. E. Fackler, Notary Public, Union Co., D.

General Entry: Probate Court Union County, Ohio.
Theodore M. Monson, adm. of estate of Priscilla Landes, Deceased.
Plaintiff

Samuel Landes, et al. Defendants. Orders of Confirmation, Distribution, etc.
This day this cause came on to be heard on the report of Theodore M. Monson, adm. of estate of Priscilla Landes, of his proceedings under the former order of this court, and upon the motion of said petitioner to confirm the sale made in obedience to said order; and the court having carefully examined said report, and finding the proceedings of said petitioner in all respects correct, and being satisfied that said sale was fairly and legally made; it is ordered, that the same be and hereby is approved and confirmed.

It is further ordered, that said petitioner execute a deed of all the right, title and interest of the said Priscilla Landes, in said real estate, to the purchaser, George and Sarah Dorbeck.

And upon this cause coming on further to be heard upon the pleadings herein, and upon the motion to distribute the proceeds of the sale, amounting to the sum of Five Hundred Dollars; and the said Samuel Landes widow, having by answer herein waived the assignment of dower in said premises by metes and bounds, or in rents and profits, and asked, that the value of such dower be allowed and paid him out of the proceeds of the said sale; the Court finds the just and reasonable value of his dower interest in said real estate to be the sum of \$400.00 Dollars.

It is further ordered, that said administrator, out of the money in his hands, pay: First: To the treasurer of this County, the sum of \$7.00 being the taxes, penalty and interest thereon, against said property. Second: The cost and expense incurred in the sale of said property, including an attorney fee of \$25.00 to Q. E. Fackler, and six. The percentage of said Administrator herein, amounting to the sum of \$30.00 Third: To Samuel Landes, widow, the sum of \$400.00 which the Court finds to be the value of his dower interest in said premises. It is further ordered that the balance of said proceeds, amounting to the sum of \$400.00 be accounted for by said Administrator, according to law. And it is further

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Filed
July 25-
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Final Record, Union County Probate Court

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ordered, that this proceeding be recorded, and that said petitioners pay the costs herein taxed at \$13.00 out of the proceeds of said sale within ten days. W. H. Husted Probate Judge

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Filed
July 25-
1924
E. W. Porter
att'y.

Petition for Sale of Real Estate to Pay Debts,
Probate Court, Union County, Ohio,
no. 10267
of the Estate of
Andrew Losy, Deceased.
vs. Plaintiff
Civil action

Lennard L. Losy, Theodor W. Losy, Mimmie M. Smith, Pleasant O. Losy, Andrew D. Losy, William E. Margolis, Orin B. Losy and Pauline O. Harris
Petition & Sell.
Real Estate.
Plaintiff
Defendants.

The Plaintiff represents that he is the duly appointed and qualified administrator of the estate of Andrew Losy late of Union County, Ohio, deceased; that the amount of debts due from the deceased is six Hundred Dollars, as near as they can be ascertained (a schedule of which debt is hereto included marked exhibit A) and made a part hereof, to wit:

Furnace expenses \$300.00
Note due Anthony F. M. E. C. 300.00

That the charges of administration of said estate will amount to about one Hundred Dollars; and that the total amount of the personal estate and effects of said deceased is but three Hundred and Fifty dollars, being wholly insufficient to pay the debts and costs hereof. The Plaintiff further represents that said Andrew Losy died seized in fee simple of the following described real estate, situated in the County of Union, State of Ohio and in the Township of Walnut, to wit: In the village of Richmond, and bounded and described as follows: Being twenty-two feet off the west side of In Lot No. 121 and 22 feet off the east side of In Lot No. 122, in said village of Richmond, according to the recorded plat thereof.

Plaintiff represents that said real estate was appraised in accordance with the order of the Probate Court of Union County, Ohio, by the appraisers of the personal estate of said decedent and that the amount of said appraisement is Seventeen Hundred and 50/100 Dollars. The said decedent died leaving leaving no widow. That the defendants, Lennard L. Losy, Theodor W. Losy, Mimmie M. Smith, Pleasant O. Losy, Andrew D. Losy, William E. Margolis, Orin B. Losy and Pauline O. Harris

10267

are the only children heirs at law, and next of kin, of said decedent, having the next estate of inheritance from said Andrew Looney deceased, in said premises.

The Plaintiff thereupon prays, that, the rights, interests and liens of the said Samuel L. Looney, Sheldon M. Looney, Mimmie M. Smith, Pleasant O. Looney, Andrew D. Looney, Lillian E. Margonis, Orva B. Looney, and Pauline O. Harris, may be fully determined, adjusted and protected according to equity and that your petition may be authorized and ordered to sell said real estate free of doubt according to the statute in such case made and provided, and for all other proper orders, and relief in the premises.

A. D. Looney, admr. as aforesaid. E. W. Porter, atty. for Plaintiff
The State of Ohio, Union County.

A. D. Looney, the within named Plaintiff, being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief.

A. D. Looney, admr. as aforesaid, sworn to before me, and signed in my presence, this 23 day of February, 1924 (cont. Edward H. Porter, Notary Public Union Co., Ohio)

Journal entry, In the Probate Court of Union Co., Ohio
A. D. Looney, admr. of the estate
of Andrew Looney, deceased
Plaintiff

February 23 - 1924
Case No. 10267

Samuel L. Looney, Sheldon M. Looney, Mimmie M. Smith, Pleasant O. Looney, Andrew D. Looney, Lillian E. Margonis, Orva B. Looney, Pauline O. Harris
Defendants
Taking Petition to sell Real Estate

This day came the Plaintiff A. D. Looney, admr. of the estate of Andrew Looney, deceased, and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said Andrew Looney, deceased, to pay the debts and the costs of administering the estate of the said decedent. whereupon, it is considered and ordered by this Court, that the said petition be filed, and that due and legal notice of the filing, pendency and prayer of the said petition, and of the time in which they are required by law to answer the same, be given to each of the said defendants, and this cause is continued.

W. H. Husted, Probate Judge

Wainor
Probate Court, Union County, Ohio.

Andrew D. Looney, Administrator
of the Estate of Andrew Looney, Decd.
Plaintiff

No. 10267

Samuel L. Looney, et al. Defendants

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Mr. the undersigned, Justice, Defendants to the Petition

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Final Record, Union County Probate Court

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in the above entitled action, do each of us, hereby waive the issuing and service of summons, and voluntarily enter our appearance as such Defendants, and we do hereby consent to the sale of the Real Estate described in the petition in said action according to the prayer of the same, Feb. 20 - 1924. Andrew D. Loney, Leonard L. Loney, Theodor W. Loney, Minnie M. Smith, Pleasant O. Loney, Oran B. B. Loney, Pauline Harris, William E. Malgouie

Application to Sell Real Estate at Private Sale Probate Court, Union County, Ohio.

A. D. Loney, Adm. of the Estate of Andrew Loney, Dec'd. Plaintiff

Case 10267

vs. Leonard L. Loney, et al. Defs.

Application

The said Plaintiff represents, that it would for the best interest of the said estate to sell the real estate described in the petition in this case at private sale, for the following reasons: 1. Because it must be sold at its full appraisement, whereas, if sold at Public Sale - it might go for less than thereof. 2. Because it would save the expense of advertising. 3. " " will save time.

4. " " a purchaser, has, already been secured, who will pay the amount of the appraisement ^{or more}, and, he therefore asks for an order authorizing him to sell said real estate at private sale.

A. D. Loney, Adm. of Andrew Loney, Dec'd.

The State of Ohio, Union County.

A. D. Loney, being duly sworn, says, that the various matters set forth in the foregoing application are true, as he truly believes. A. D. Loney.

Sworn to before me, and signed in my presence, this 25 day of February 1924. Edward H. Porter, Notary Public, Union County, Ohio.

Affidavit of Disinterested Person.

The State of Ohio, Union County.

G. W. Hunt, C. W. Shearer, and A. T. Coons being duly sworn, say that they know the facts set forth in the Application to which this affidavit is attached; that they have no interest whatever in the matter therein referred to, and, that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale and for the reasons hereinbefore given, as they truly believe.

G. W. Hunt, C. W. Shearer, A. T. Coons.

Sworn to before me, and signed in my presence, this 25 day of February 1924. Edward H. Porter, Notary Public, Union County, Ohio.

Notary Public, Union County, Ohio

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Journal Entry: Probate Court, Union County Ohio, March, 15-1924
 A. D. Loscy, Administrator
 of the estate of
 Andrew Loscy, deceased.
 v. Plaintiff
 Samuel L. Loscy, et al.
 Defendants.

Order for Private Sale

This day, this cause came on to be heard upon the petition, evidence and testimony and the court, being fully advised in the premises finds that all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the court. That the statements and allegations in said petition are true. That said Andrew Loscy, deceased, did not leave a will, and an appraisement of such estate is contained in the inventory.

It is ordered, that another appraisement be and hereby is dispensed with. and the court being satisfied that it is necessary to sell the real estate of said Andrew Loscy, deceased, described in the petition to pay his debts. and it being made to appear to the court upon satisfactory evidence, that it would be more for the interest of said estate to sell the real estate described in the petition at private sale. It is therefore further ordered, that said A. D. Loscy, as such Adm., proceed to sell said real estate, free of dower at private sale, for not less than the appraised value thereof, on the following terms, to wit: cash in hand on day of sale, and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

W. H. Thisted, Probate Judge

Order of Sale Free of Dower

The State of Ohio, Union County, Probate Court.
 To A. D. Loscy, admr. of the estate of Andrew Loscy, decd. Ketting;
 In obedience to an order and decree of the Probate Court within and for said county, made this day, in a certain cause, wherein, you as admr. of the estate of Andrew Loscy, deceased, are Plaintiff and Samuel L. Loscy et al. are Defendants, you are commanded to proceed according to law, to sell at private sale, for not less than \$1700.00 the appraised value thereof, free of dower, the following described premises, to wit:
 Situated in the County of Union, State of Ohio, and in the Township of Blairbourne, and in the village of Richmond and bounded and described as follows: Being (22) twenty-two feet off the West side of In Lot (No 121

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and 22 feet off the east side of In lot No. 122, in said Village of Richwoods according to the recorded plat thereof. Said sale to be free of down, and to be upon the following terms: Cash on delivery of deed. You will make return of your proceedings to this Court forthwith upon executing this order. Witness my signature and the seal of said Probate Court, at Marysville, Ohio, this 15th day of March 1924 ~~1924~~ W. H. Foster Probate Judge.

Return

To the Probate Court of Union County, Ohio. In obedience to the foregoing order I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached. Dated the 15th day of March, 1924. W. D. Loscy.

Report of sale

In obedience to the within order, I sold, said premises on the 15th day of March 1924, to Ruth Miller for the sum of Nineteen Hundred Dollars, said sum being more than the appraised value of the same. W. D. Loscy, admin.

Dated the 15th day of March 1924.

The State of Ohio, Union County.

The above named W. D. Loscy, being duly sworn, says that the sale above reported has been made after diligent endeavor to obtain the best price for said property, and that said sale is for the highest price he could get for said property. W. D. Loscy, administrator

Sworn to before me, and signed in my presence, this 15th day of March 1924. ^{Edward H. Porter, Notary Public, Union Co., Ohio} Journal entry: Probate Court, Union Co., O., March 15th 1924. A. D. Loscy, Admin. of the Estate of Andrew Loscy, dec'd. Pending to Sell Real Estate

1. Re: Andrew Loscy et al. Deft's Confirmation Sale
 This day this cause coming on to be heard on the return of A. D. Loscy, ad. Administrator of the estate of Andrew Loscy, deceased, of his proceedings, and sale under the former order of this Court; the Court having carefully examined said return, and being satisfied that such sale has in all respects been equitably and legally made. It is ordered, that the same be and thereby is approved and confirmed, and it is further ordered, that said A. D. Loscy as such administrator make to the purchaser Ruth Miller, a good and sufficient deed for said premises as sold. It is further ordered, that

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10267 This proceeding be recorded, and that said Administrator pay the costs herein taxed at \$ -
W. H. Husted Probate Judge.

9924 In the matter of the Estate of Thomas J. Dodge, Deceased.
Petition to Sell Personal Property.
Probate Court, Union County, Ohio.

1922 In the matter of the Estate of Thomas J. Dodge, Deceased
Petitioner
to the Judge of said Court: The undersigned respectfully represents that she is the duly appointed and qualified Admin of the estate of Thomas J. Dodge, deceased, of said County. That the personal property of said estate has been duly appraised and the inventory and appraisement thereof filed in said Court. Your petition makes application for authority to sell at private sale, as provided by law, and upon such terms as the Court may order, the following personal property of said estate (as described in the Inventory and Appraisement, to-wit:

- 14 sheathes \$ 31.50
- 11 lambs 24.30
- 5 ewes 25.00
- 1 Ford 10.00
- 2 7/8 bu. wheat 27.33
- 220 " (not app) 196.82 estimated

said authority is asked for, the following reasons: that conditions on such ready cash is needed immediately, and the opportunity to sell the within, at once is presented, and for as much, or more than the appraisement.

Agnes M. Dodge
The State of Ohio, Union County ss.
Agnes M. Dodge, being duly sworn, says that the facts stated in the foregoing petition are true, as she truly believes.

Sworn to before me - and signed in my presence this 27th day of Oct 1922
W. H. Husted, Probate Judge

Journal Entry: Order for Private Sale -
Probate Court, Union County, Ohio,
October 27 - 1922.

In the matter of the Estate of Thomas J. Dodge, Deceased
Order of Sale -
This day this cause came on to be heard upon the petition herein filed and the testimony, and the Court being fully advised in the premises finds that the statements and allegations in said petition are true and that the property therein described ought to be sold as prayed for, and the Court, being satisfied upon good and sufficient proof that it will be to the advantage of said estate to sell said

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personal property at private sale: it is therefor ordered that Agnes M. (Dodge) as admx. of said estate proceed to sell said personal property at private sale for not less than the appraised value thereof.

It is further ordered, that said sale be made upon the following terms to wit: cash in hand at time of sale. It is further ordered, that said admx. make return of her proceedings hereon, within 90 days, from this date, and forthwith after such sale is made, and this cause is continued, W. H. Husted, Probate Judge

Order of Private Sale

Probate Court, Union County, Ohio.

In the matter of the Estate of Thomas J. Dodge, Dec'd. Order of Sale. Personal Property.

To Agnes M. Dodge, admx. of said estate

In obedience to an order and decree of the Probate Court, within and for said County, made this day, in the matter of said estate, you are hereby authorized and required to proceed according to law, to sell at Private Sale, at not less than the appraised value thereof, the following goods and chattels, belonging to said estate, to wit:

- 14 Weathers 31.50
- 11 Lambs 24.20
- 5 ewes 25.50
- 1 Ford 15.00
- 27 1/2 bu. wheat 27.33

220 bu. wheat (not app'd) 196.52 Estimated. Said sale to be on the following terms, cash in hand, at time of sale, you will return this order, within - - months from this date, and forthwith upon the execution of the same, together with your report thereon endorsed.

Witness my hand, and the seal of said Court, this 27 day of October, 1922. W. H. Husted Probate Judge.

Return

Probate Court, Union County, Ohio.

In the matter of the Estate of Thomas J. Dodge, Dec'd. Report of Sale of Personal Property. The undersigned admx. of said estate, says that in obedience to the order of said Court, hereto attached, she sold said personal property, commencing on the 27 day of Oct. 1922, and closing 22 day of Oct. 1923, for sum of Three hundred seventy-eight Dollars and 72 cts. said sum being not less than the appraised value of the same. A detailed bill of said sales is hereto attached. Agnes M. Dodge, admx.

Bill of Sale

- 14 Weathers 31.50. Farm Bureau

9924	11 lambs	24.25	From Burnaw
	5 ewes	25.50	Total from From Burnaw 97.72
	1 Ford	15.	C. H. Jewett 5.00
	27 1/2 bu. wheat	27.33	Plain City Elevator Co. 34.16
	220 " " "	196.80 estimated	Supplier Bond 196.52

The State of Ohio, Union County,
 Agnes M. Dodge, Adm^r of the estate of Thomas J. Dodge, Dec^d,
 being duly sworn, says that the foregoing Report is in all
 respects true and correct, that such sale has been made
 after a diligent endeavor to obtain the best price for the
 property and that the sale reported is for the highest
 price she could get for the property. Agnes M. Dodge Adm^r.

Sworn to before me, and signed in my presence, this
 31 day of December, 1923. Edward W. Poles, Notary Public, Union Co., O.
 Journal Entry: Probate Court Union County, O. Dec. 31 - 1923

In the matter of the Estate of Thomas J. Dodge, Dec^d Sale Confirmed

Agnes M. Dodge, as Adm^r, the above named decedent having
 filed his return of the order heretofore issued for private
 sale of said personal property of decedent, and the Court
 having carefully examined the same, find said
 proceedings in all respects regular and in accordance
 with law, and therefore approve and confirm the same.
 W. H. Husted Probate Judge.

10294
 Files

Apr-10-1924
 Richard C. Small,
 atty.

Petition for sale of Real Estate To Pay Debts.

Probate Court, Union County, Ohio.
 vs. 10294
 Civil action
 Plaintiff
 vs.
 Defendants.

William K. Trinity, administrator
 of the Estate of J. B. Trinity, deceased.
 Plaintiff
 vs.
 Mary L. Davis, David Davis,
 Lena Trinity, James C. Trinity,
 Blanchus Calhoun, George A. Calhoun,
 Fred E. Trinity, Anna L. Atkins, J. P. Atkins,
 Thomas K. Trinity, Opal E. Trinity,
 Flora T. Norris, Alpha T. Shipp,
 E. L. Shipp, Beas M. Allister, Robert M. Allister
 and William K. Trinity.
 Defendants.

Petition To Sell Real estate.

Petition.

The Plaintiff represents that she is the duly appointed
 and qualified administrator of the estate of J. B.
 Trinity, late of Union County, Ohio, deceased, that the
 amount of debts due from the deceased, is seven
 thousand - five hundred dollars, as near as can be
 ascertained, that the charges of administration of said
 estate will amount to about two hundred and
 fifty dollars; and that the total value of the

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of the personal estate and effects of said deceased, is but four thousand - five hundred dollars, being wholly insufficient to pay the debts and costs aforesaid. The plaintiff further represents that said J. B. Trinity died ^{deceased} in fee simple of the following described real estate situate in the County of Union and State of Ohio ^{Ohio}, situated in the County of Union, village of Marysville, and State of Ohio and bounded and described as follows: By true meridian course: Beginning at a stake at the north east corner of a lot of land, formerly owned by Garrison S. Welch, and Susana Welch, and in the center of the Marysville and Marion Road, at a point due north 43 1/2 feet from a pump stock at the intersection of the center of the Marysville, and Marion Road, with the said Marysville and Marion Road; thence from said stake at the beginning corner running west with the north line of said lot 158 7/10 feet to a stake thence north 24 degrees west 76 8/10 feet to a stake; thence east 220 feet to a stake, corner to lot formerly owned by Margaret Neil, in the center of said Marysville and Marion Road; thence with the center of said Road S. 70 feet to the beginning, containing 30/100 of an acre, more or less. The said decedent died leaving the defendant, William R. Trinity his widow, who is entitled to dower in said premises; that the defendants Mable L. Davis, James B. Trinity, Blanche Calhoun, Fred E. Trinity, Anna L. Atkins, Frances Trinity, Flora Norris, Zephra T. Shipp, and Beas McAllister are the only heirs at law of said decedent, having the next estate of inheritance from said J. B. Trinity, deceased, in said premises. The Plaintiff therefore prays, that the dower of said William R. Trinity in said premises may be assigned and set off to her; that the rights, interests and heirs of the said Mable L. Davis, James B. Trinity, Blanche Calhoun, Fred E. Trinity, Anna L. Atkins, Frances Trinity, Flora Norris, Zephra Shipp and Beas McAllister may be fully determined, adjusted, and protected according to equity, and that your petition may be authorized or ordered to sell said real estate free said dower according to the statute in such cases made and provided, and for all other proper orders and relief in the premises. William R. Trinity, by Richard C. Howell, atty.

The State of Ohio, Union County ss.
William R. Trinity, admr. the within named Plaintiff being duly sworn, says that the various matters and things set forth in said petition are true, to the best of his knowledge and belief. William R. Trinity, admr. of est. of J. B. Trinity deceased.

10294

The State of Ohio, Union County, ss.
 Lillian N. Timby, adex. of the within named Plaintiff, being duly sworn, says, that the various matters and things set forth in said petition are true to the best of her knowledge and belief. Lillian N. Timby, adex. sworn to before me, and signed in my presence, this 9th day of April, 1924. ^{and} Richard C. Howell, Notary Public, Union Co. O.
 Journal Entry: In the Probate Court of Union County, Ohio
 Lillian N. Timby, adex. April 10- 1924 No.

of the estate of J. B. Timby, dec'd.
 Plaintiff Filing Petition to
 v. Mable Davis, et al. Defendants sell Real estate.

This day came, the Plaintiff Lillian N. Timby, adex. of the estate of J. B. Timby, deceased, and presented to this Court, her petition, duly verified, praying an order for the sale of real estate of the said J. B. Timby, dec'd. to pay the debts, and the costs of administering the estate of said decedent. Whereupon, it is considered and ordered, by this Court, that the said petition be filed, and that due and legal notice of the filing, pending, and prayer, of the said petition, and of the time in which they are required by law, to answer the same, be given to each of the said defendants, and this cause is continued.

W. H. Husted, Probate Judge.

Answer of Widow.

Probate Court, Union County, Ohio
 No. 10294

Answer of Widow

Lillian N. Timby, adex. of
 The Estate of J. B. Timby, deceased.
 Plaintiff
 v. Mable S. Davis, et al. Defendant.

Answer of Widow.

Ans. now comes Lillian N. Timby, one of the defendants in the above entitled cause, and voluntarily enters her appearance herein, and for answer to the petition in this case filed, says, that she is the widow of said J. B. Timby, deceased and as such is entitled to her dower in the premises described in said petition, that her age is fifty-two years and she freely consents to said sale as prayed for, and waives the assignment of dower in said premises by metes and bounds, or in rents and profits and asks the Court, that said premises may be sold free from her dower estate therein, and that the value of such dower estate may be allowed and paid her in like amount out of the proceeds of the sale, by such sum, of money as the Court deems the just and reasonable value of her said dower interest in said real estate.

Lillian N. Timby, By Richard C. Howell, atty.
 The State of Ohio, Union County

Lillian N. Timby being duly sworn, says that the

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Final Record, Union County Probate Court

10294

statements in the foregoing answer are true, as she
sincerely believes Lillian R. Timby.
Sworn to before me, and signed in my presence this 9-
day of April, 1924 ~~at~~ (Richard C. Thrall, Notary Public, Union Co., O.)

Wainor

Lillian R. Timby, admx.,
of the estate of J. R. Timby, dec'd.
P- Plaintiff

No. 10294

Wainor

Mabel L. Davis, et al. Defendants

We, the undersigned Defendants to the Petition in the above
entitled action, do each of us hereby waive the issuing
and service of summons and voluntarily enter our
appearance as such Defendants, and we do
hereby consent to the sale of the Real Estate des-
cribed in the petition James C. Timby, Lura C. Timby

Wainor Probate Court, Union County, Ohio

Wainor

Lillian R. Timby, admx.,
of the estate of J. R. Timby,
deceased. Plaintiff

No. 10294

Wainor

Mabel L. Davis, et al. Defendants

We, the undersigned parties Defendant, to the Petition
in the above entitled action, do each of us hereby
waive the issuing and service of summons, and
voluntarily enter our appearance as such Defendants,
and we do hereby consent to the sale of the Real
Estate described in the petition in said action
according to the prayer of the same.

Blanche Calhoun. George W. Calhoun.

Wainor Probate Court, Union County, Ohio

Wainor

Lillian R. Timby, admx.,
of the est. of J. R. Timby, dec'd.
P- Plaintiff

No. 10294

Wainor

Mabel L. Davis, et al. Dpts

We, the undersigned parties, Defendant, to the Petition in the
above entitled action, do each of us hereby waive the
issuing and service of summons, and voluntarily
enter our appearance as such Defendants, and we
hereby consent to sale of said Real Est., described in said
action, Fred E. Timby (unmarried) Anna S. Atkins, J. P. Atkins.

Wainor Probate Court, Union County, Ohio

Wainor

Lillian R. Timby, admx.,
of est. of J. R. Timby, dec'd.
P- Plaintiff

No. 10294

Wainor

Mabel L. Davis, et al. Dpts

The undersigned defendant, to the Petition in the above
entitled action, waives issuing and service of summons
and voluntarily enter our appearance, as such Dpts,
and consents to sale of Real Estate described

in petition April 21 - 1924. Flora Norris (unmarried)
Wainor. Probate Court Union Co., Ohio.

10294

Lillian K. Trimby, adm. of
the est. of J. H. Trimby, dec'd.
v. Plaintiff

no. 10294

Wainor

Mable L. Davis, et al. Defs.
Wainor
We, the undersigned parties, Defendant, to the Petition in
the above entitled action, do each of us, hereby waive the
issuing and service of summons, and voluntarily enter
our appearance as such, Defendants. and we do
hereby consent to the sale of real estate described in the
petition in said action according to the prayer of the
same. Francis K. Trimby opal T. Trimby, Rott M. McAllister
Bess L. McAllister. Lillian K. Trimby (unmarried)

affidavit

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Wainor - Probate Court, Union County, Ohio.

Lillian K. Trimby, adm. of
the est. of J. H. Trimby, dec'd.
v. Plaintiff

no. 10294

Wainor

Mable L. Davis, et al. Defs.
Wainor
We, the undersigned parties Defendant to the Petition in
the above, entitled action, do each of us, hereby waive
the issuing and service of summons, and voluntarily
enter our appearance as such, Defendants. and we
do hereby consent to the sale of Real Estate described in
petition. E. L. Shipp, Zephra T. Shipp, Mable L. Davis, Davis

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Application to Sell at Private Sale -
Probate Court, Union County, Ohio.

Application
4.

Sell at
Private

Lillian K. Trimby, adm. of
the Estate of J. H. Trimby, dec'd.
v. Plaintiff

no. 10294

application

Mable L. Davis, et al. Defendants
The said Plaintiff represents, that it would be for the
best interest of the said estate to sell the real estate
described in the petition in this case, at private sale,
for the following reasons: 1. Because, the full appraised value
can be obtained. 2. Because, a buyer has already been secured.
3. Because the expense of public sale can be thus avoided.

And she therefore asks for an order authorizing her
to sell said real estate at private sale. Lillian K. Trimby
adm. of the estate of J. H. Trimby, dec'd.

The State of Ohio, Union County, Lillian K. Trimby
Adm. being duly sworn says that the various matters
set forth in the foregoing application are true as she
verily believes.

Lillian M. Trimby
Subscribed before me, and signed in my presence, this
2-day of May, 1924. Richard C. Small, Notary Public
Union County Ohio

10294

Affidavit of Disinterested Persons

The State of Ohio, Union County,
Paul Williams, Elba Mather and Wm J. May, being duly sworn, say that they know the facts set forth in the application to which this affidavit is attached; that they have no interest whatsoever in the matters therein referred to, and that it will be more for the interest of the said estate to sell said real estate at private sale than at public sale as they verily believe.

affidavit

Paul Williams, Wm J. May, Elba Mather.

Sworn to before me and signed in my presence, this 2nd day of May, 1924 ^{Union Co., Ohio} Richard C. Small Notary Public.
Journal entry: Order on hearing of appraisement.

Orders

on hearing appraisement

Probate Court, Union County, Ohio.
Lillian W. Timby, adm. of
The Estate of J. H. Timby, dec'd
v. Plaintiff
Mabel Davis, et al. Defs.
May 3 - 1924
Order of appraisement.

This day, this cause came on to be heard upon the petition, evidence and testimony and, the Court being fully advised in the premises finds: that all the defendants herein have been duly and legally served with process or have voluntarily entered their appearance herein, and are now properly before the Court, and that the statements and allegations in said petition are true. That said Lillian W. Timby, widow, of said J. H. Timby is entitled to dower in said real estate; that said widow by her assent herein waives the assignment of dower in said premises, by metes and bounds, or in rents and profits and consents to the sale of said premises free from her dower estate therein, and, the Court, being satisfied that it is necessary to sell the real estate of said J. H. Timby described in the petition, to pay his debts

It is ordered that William J. May, J. C. Callaway, Elba Mather three suitable and judicious disinterested men of the vicinity of said real estate, who are freeholders, be and they hereby are appointed to appraise said lands, at their true value in money free from the said dower estate of said Lillian W. Timby therein. It is further ordered, that said appraisers be sworn as required by law and afterward, upon actual view perform the duties required of them, and, make return of their proceedings in writing to this Court, on or before the seventeenth (17) day of May, 1924 and this cause is continued.

W. H. Foster, Probate Judge

1924

Order of appraisement

The State of Ohio, Union County ss. Probate Court.
 To Lillian N. Lundy, Adix of the estate of William Lundy, deceased.
 In obedience to an order and decree of the Probate Court within and for said County, made this day, in a certain cause, wherein you as Administratrix are Plaintiff and Mahl Deviser et al are Defendants, you are commanded by the oath of Mr. J. May, F. C. Callaway and Elba Mather, Adjudicators, disinterested men of the vicinity not of kin to the petitioner, who are freeholders of the County in which said real estate is situated and upon actual view you cause a just valuation and appraisement to be made according to law of the following described premises free from the claims estate of Lillian N. Lundy and her therein tomb: Situated in the County of Union Village of Marysville, and State of Ohio, and bounded and described as follows: By true meridian course: beginning at a stake at the north east corner of a lot of land formerly owned by Garrison B. Welch and Susanna Welch and in the center of the Marysville and Marion Road at a point due North 43 1/2 feet from a pump stock at the intersection of the Marysville and Marion Road with said Marysville and Marion Road; thence from said stake at the beginning corner, running West with the North line of said lot 155 7/8 feet to a stake; thence North 24° West 76 5/8 feet to a stake; thence East 220 feet to a stake, corner to a lot formerly owned by Margaret Neil in the center of the said Marysville and Marion Road; thence, with the center of the said road, South 70 feet to the beginning, containing 30/100 of an acre, more or less. You will make return of your proceedings to this Court forthwith upon execution of this order. Witness my signature and the seal of said Probate Court, at Marysville Ohio, this 3 day of May 1924.

Return

To the Probate Court of Union County, Ohio:
 In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings thereto attached, dated the 5 day of May, 1924.
 Lillian N. Lundy, Adix.

Oath of Appraisers

The State of Ohio, Union County.
 We, the undersigned appraisers, do make solemn oath, that we will, upon actual view, honestly and impartially appraise the within described real estate at its fair cash value, and perform the duties

order of appraisement

Return

Oath of Appraisers

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Report

Confirming appraisement now ordering sale

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Final Record, Union County Probate Court

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required of us in pursuance of the foregoing order, Wm J. Menz, J. C. Callaway, Elton Mathis & appraisers, known to before me, and, signed in my presence, this 3-day of May, 1924. ^{Test} Richard C. Small, Not. Pub. Union Co. Appraised. Report.

Report.

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises therein described, we the undersigned appraisers estimate the value of said real estate at Twenty-
Six Hundred Dollars. Given under our hands, this 3-day of May, 1924. Wm J. Menz, J. C. Callaway, Elton Mathis.
Journal Entry: In the Probate Court of Union County Ohio, Lillian R. Trimbly, admx. of the estate of J. L. Trimbly, decd. Plaintiff v. Mahl Davies, et. Dfts. May, 5th 1924, No. 10294. Decree Confirming appraisement and ordering sale.

Confirming appraisement and ordering sale.

This day this cause came on further to be heard on the return of the plaintiff, of the appraisement herein, and, it appearing to the Court that said appraisement heretofore ordered has been made and reported to this Court; and, the Court, having carefully examined the same, finds that said appraisement has been made in all respects in conformity to law, and, the former order of this Court, the same is now here by the Court approved, and, confirmed. The Court further finds that the said plaintiff as such, administratrix has given bond in sufficient amount with approved sureties, conditioned according to law, and, this cause coming on further to be heard on the application of the plaintiff for an order to sell said real estate at private sale, and, the same being submitted to the Court on the said application and the evidence adduced in support thereof; on consideration whereof, the Court finds that it would be for the best interests of said estate and all parties interested therein that said real estate be sold, at private sale. It is thereupon by the Court, ordered, that said Lillian R. Trimbly admx., as aforesaid, proceed to advertise and sell the real estate aforesaid, free of down, at private sale, at not less than the appraised value thereof on the following terms, to wit: Cash in hand, and, further it is by the Court, ordered, that said plaintiff make due return of his proceedings herein forthwith upon compliance, with the terms thereof.

W. H. Hales, Probate Judge
Order of Sale - Free of Down

The State of Ohio, Union Co. Probate Court

10294 To William N. Trinity, Adm. of the Estate of J. H. Trinity,
 of said County;
 In obedience to an order and decree of the Probate Court, within and for said County, made this day in a certain cause, wherein you, as Adm., are Plaintiff and Mahab L. Darnest et al. are Defendants, you are Com-
 manded, to proceed according to law, to sell at private sale for not less than the appraised value thereof free from the dower of William N. Trinity widow of J. H. Trinity, deceased, the following described premises, to wit: situated in the County of Union, State of Ohio, bounded and described as follows: By true meridian course, beginning at a stake in the North east corner of a lot of land formerly owned by Harrison S. Welch, and Susanna Welch, and in the
 order of Sale. Center of the Mansville and Marion Road at a point due North 432 1/2 feet from a stone jump stick at the intersection of the Mansville and Kenton Road, with the said Mansville and Marion Road, thence said stake at the beginning corner running West with the North line of said lot 188 75/100 feet to a stake; thence North 74° West 76 8/100 feet to a stake; thence east 220 feet to a stake corner to a lot formerly owned by Margaret Neil in the center of the Mansville and Marion Road; thence with the center of said Road South 70 feet to the beginning, containing 30/100 of an acre, more or less said Sale to be free the dower, and to be upon the following terms: Cash in hand on day of Sale you will make return of your proceedings to this Court, forthwith upon execution of this order. Witness my signature and the seal of said Probate Court, at Mansville, Ohio, this 5 day of May, 1924
 W. H. Husted Probate Judge
 Return

Return To the Probate Court of Union County, Ohio,
 In obedience to the foregoing order, I have caused the same to be duly executed, as will fully appear by the proceedings hereto attached, dated May 7, 1924.
 William N. Trinity, Adm., as aforesaid.

Report of Sale In obedience to the within order, I sold said premises on the 6-day of May, 1924, to Robert N McAllister and Bess T. McAllister for the sum of Sixty six hundred and sixty nine 66/100 Dollars, said sum being more than the appraised value of the same.
 William N. Trinity, Adm. of Est. of J. H. Trinity, Adm.
 Dated the 6-day of May, 1924.

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Final Record, Union County Probate Court

10294

The State of Ohio, Union County,
 The above named, Lillian N. Trimby, adix. of the
 estate of J. H. Trimby, deceased, being duly sworn,
 says, that the said above reported has been made
 after diligent endeavor to obtain the best price for
 said property, and that said sale is for the
 highest price she could get for said property,
 that said sale is for the highest price she could
 get for said property. Lillian N. Trimby, adix. aforesaid
 sworn before me, and signed in my presence
 this 6 day of May, 1924. Richard C. Howell, Notary Public,
 Union Co., O.
 Journal entry: Probate Court, Union County, Ohio
 Lillian N. Trimby, Adix. of the Estate of J. H. Trimby, deceased,
 Plaintiff
 v.
 Mabel L. Davies et al. Defendants
 May 5th 1924

Confirmation and Distribution

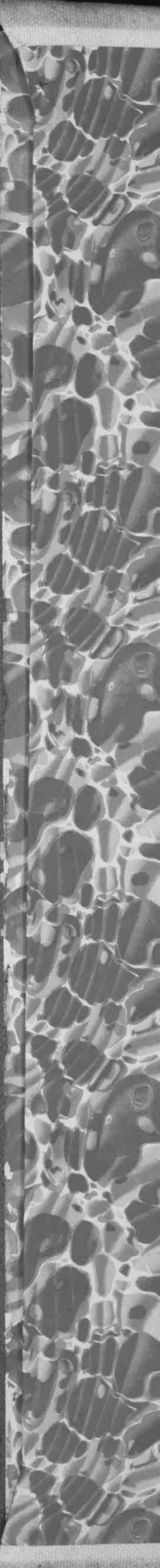
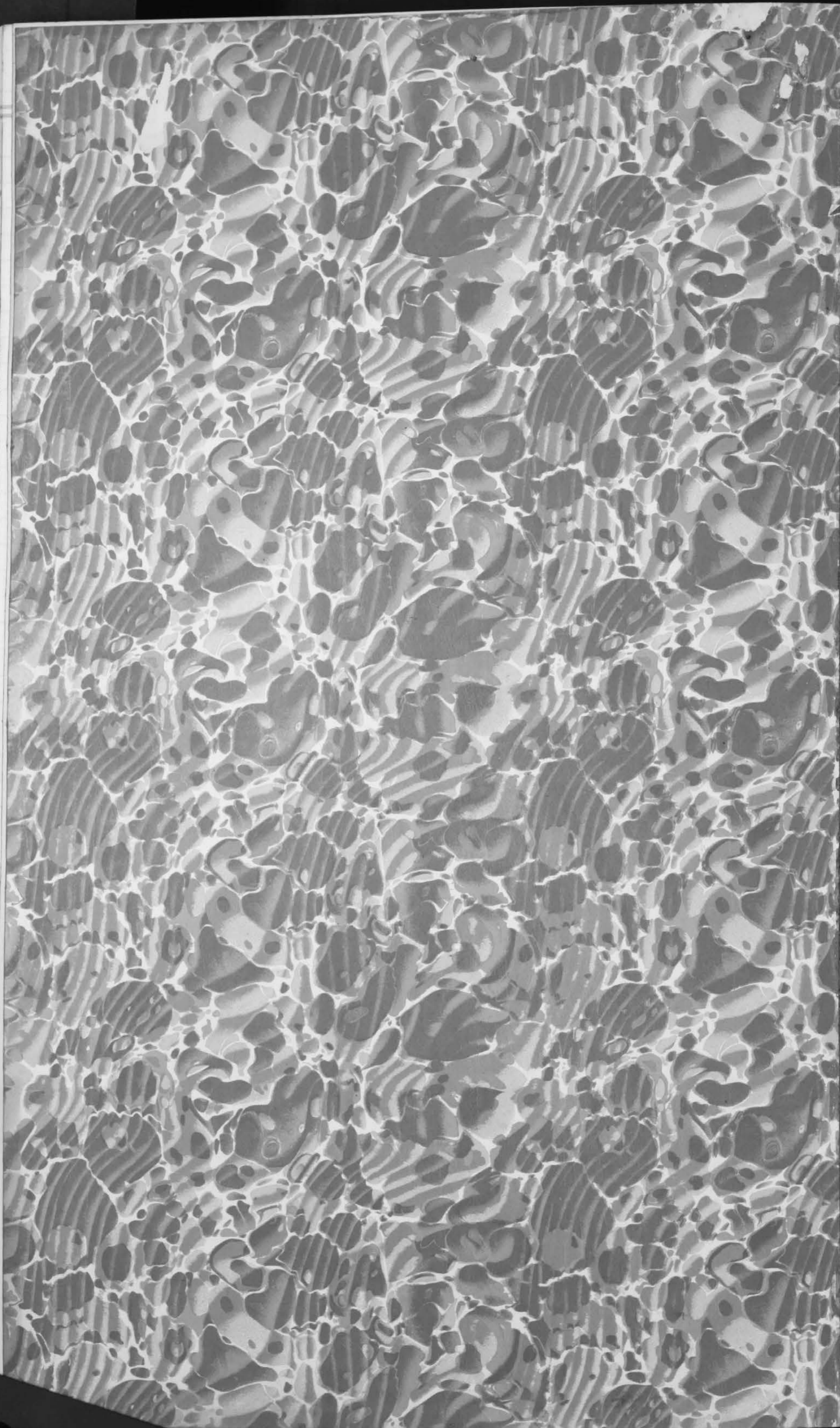
Mabel L. Davies et al. Defendants
 This day, this cause came on to be heard on the
 report of Lillian N. Trimby, adix. of the
 estate of J. H. Trimby, deceased, of her proceedings
 under the former order of this Court, and upon
 the motion of said petitioner to confirm the sale
 made in obedience to said order; and the
 Court, having carefully examined said report
 and finding the proceedings of said petitioner in all
 respects correct, and being satisfied that said
 sale was fairly and legally made; it is ordered
 that the same be and hereby is approved and
 confirmed. It is further ordered, that said
 petitioner execute a deed of all the right, title
 and interest of the said J. H. Trimby in said
 real estate, to the purchasers, Robert M. Allister
 and Bess T. M. Allister and now this cause
 coming on further to be heard upon the pleadings
 herein, and upon the motion to distribute the
 proceeds of the sale amounting to the sum of
 Twenty-six Hundred Sixty-six Dollars and ⁶/₁₀₀,
 and the said Lillian N. Trimby widow, having
 by answer herein raised the assignment of dower
 in said premises by metes and bounds, or in
 rents and profits, and asked that the value
 of such dower be allowed and paid her out
 of the proceeds of the said sale; The Court finds
 the just and reasonable value of her dower
 interest in said real estate to be the sum
 of Five Hundred-fifty-five ⁸²/₁₀₀ Dollars,
 It is further ordered, that said adix., out of the
 money in her hands, pay 1st to the Treasurer
 of this County, the sum of \$ 49.63, being

orders, Confirmation Distribution.

10294

the taxes, penalty ^{and} interest thereon, against said property. I ^{do} order the costs and expenses of sale of said property, including atty fee of \$25.⁰⁰ to Richard C. Small, and \$126.⁶⁷ for the proventum of said Administration herein, amounting to the sum of \$191.⁶⁷ paid, to Lillian N. Smith, widow the sum of \$555.⁸² which the Court finds to be the value of her dower interest in said premises. It is further ordered that the balance of said proceeds, amounting to the sum of \$1,869.⁵⁴ be accounted for, by said Administrator according to law. And it is further ordered that this proceeding be recorded. W. H. Husted, Probate Judge.

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