

FINAL
RECORD
NO.36

1929
FINAL
RECORD

1929-31

NO.36

PROBATE COURT
UNION COUNTY

FINAL
RECORD
NO.36

The M^cManus-Troup Co

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MERELY MENTION

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FOR EXACT DUPLICATE

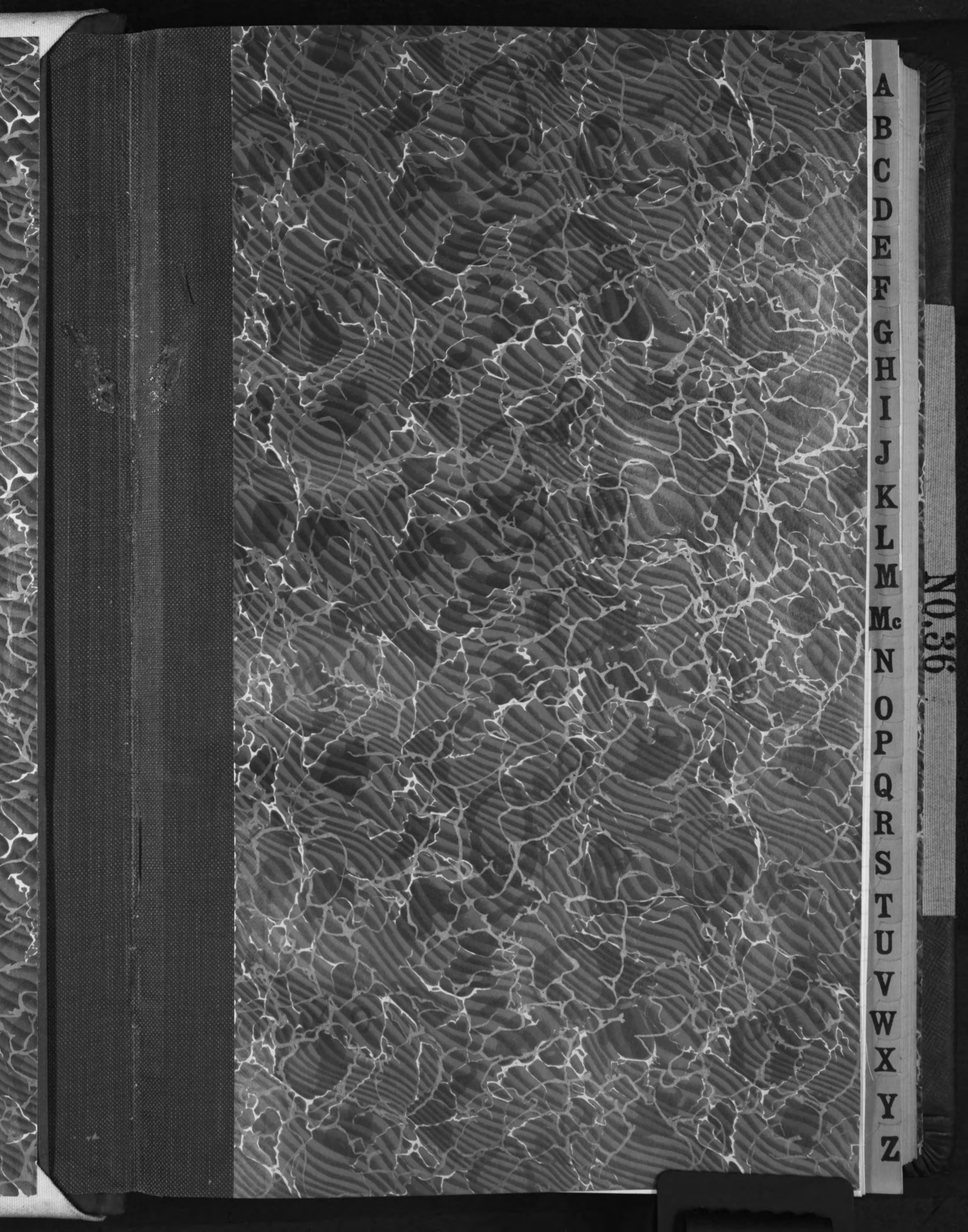
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PRINTERS,
ETC.

BLANK BOOK M'F'RS.

The Business Man's Department Store

"Note The Quality"

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Final Record, Union County Probate Court

MC MANUS-TRUMP CO., TOLEDO, OHIO-79204

11629
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1929

Guardian's Petition to Sell Real Estate
Probate Court, Union County, Ohio.
No. 11629

Edward Randall,
Guardian
Plaintiff

vs.
His Wards,
Edward T. Randall (16) Petition to Sell Real Estate
Thomas H. Randall (12)
Emma M^c Hroy
Pearl M^c Hroy.
Marie Rupright ^{Wm.}
Frank Rupright
Pearl M^c Hroy, as
admr. of the Estate
of Idy A. Rishry. Petition

Petition

The Plaintiff represents that he is the duly appointed
and qualified Guardian of
Edward T. Randall, age 16 years, and
Thomas H. Randall age 12 years, and residing
with Edward Randall at Marysville, Ohio.
That said wards Edward T. Randall, and
Thomas H. Randall,
are owners of the undivided one eighth part each
in fee simple as tenants in common with
Emma M^c Hroy, who owns the undivided one-
half interest in fee simple, and her husband
Pearl M^c Hroy, Marie Rupright as owner in fee
simple of the one fourth undivided part, and her
husband Frank Rupright, of the following described
real estate:
Situating in the County of Union and State of Ohio
and the Village of Marysville and
Being all of Lot 413, ved no 396, in the Freshwater
Addition to said Village of Marysville for further
reference and for a more complete description
reference is hereby made to the recorded plat
of said Addition.
Being the same premises as recorded in Vol. 101
page 279 deed record of Union County, Ohio.
Said real estate is worth annually Ten Hundred
Forty (Entirely) Dollars.
That said plaintiff has received no rents
from the real estate of his wards.

Final Record, Union County Probate Court

MC MANUS-TROUF CO., TOLEDO, OHIO-79204

11629

That the value and character of all personal estate belonging to said wards is \$5000

The disposition of said personal estate is now in the hands of said guardian.

The amount of said wards estate is \$5000 and other funds which may come to them from the settlement of the estate of the Idy W. Richy, the amount thereof being unknown to the guardian.

Investment of the proceeds of said sale in a bank or building and loan company on interest.

That said real estate heretofore described is free from liens and mortgages, except taxes.

That the sale of said real estate is for the best interest of said wards for the reason that their interest therein is only one-eighth each, and that the expense of repairs and maintenance of said real estate is such that no income can be derived therefrom.

The plaintiff therefore prays that said Emma W. Droy, her husband Carl W. Droy, Marie Rupright her husband, Frank Rupright & Carl W. Droy as Administrators of the estate of Idy W. Richy, each 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.

Edward Randall, Guardian of Edward T. Randall and Thomas W. Randall.

The State of Ohio Union County

Edward Randall 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.

Edward Randall

Sworn to before me, and signed in my presence this 15-day of August, 1924.

John W. Darby, Notary Public.

MC MANUS-TROUF CO., TOLEDO

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Journal

Orders

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Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

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Journal Entry: Orders fixing time of hearing for notice.
Probate Court, Union County, Ohio.

August 15th 1929

Orders

fixing time

This day Edward Randall Guardian of Edward T. Randall, and Thomas W. Randall, appeared in open Court, and filed his petition duly verified, asking for the sale of real estate therein described belonging to his said wards Edward T. Randall and Thomas W. Randall, and Emma McIlroy, Pearl McIlroy, her husband, Marie Rupright, Frank Rupright her husband and Pearl McIlroy as adms. of the estate of, Idy A. Pichey.

It is ordered that the time of hearing said petition be and hereby is fixed for the 26th day of August 1929, at 10 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 Edward T. Randall, Thomas W. Randall, his Ward to Edward Randall, father of said wards, and to Emma McIlroy, Pearl McIlroy, husband, Marie Rupright, Frank Rupright husband, and Pearl McIlroy as administrators of the estate of Idy A. Pichey 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, or file waivers of the same, and this cause is continued.

W. H. Husted, Probate Judge.

Summons on Petition for Sale of Real Estate.

Filed

aug. 16-29

Summons.

State of Ohio, Union County, ss.
To the Sheriff of Union County, Greeting:
You are commanded to notify Edward T. Randall, a minor, and Thomas W. Randall, a minor, and Edward T. Randall, father of each of the said minors, by bringing the person, having the care and custody of each of the above minors, that on the 14th day of August, 1929, the said Edward Randall, as guardian of the said Edward W. Randall, and Thomas W. Randall, filed in the Probate Court of Union County, Ohio, a petition, the object and prayer of which is, to procure said court to order a sale of the undivided one-sixth each of the fee simple of the following described real estate, to-wit:

Situated in the County of Union of State of Ohio and Village of Mansville and being all of lot 413 old no. 396 in the Freshwater addition

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to said Village of Mansville, for further reference, and for a more particular description reference is hereby made to the recorded plat of said Addition, Being the same premises as recorded in Vol. 101, Pg. 229 of the records of Deeds, recorder's office, Union County, Ohio.

The application therefore will be for hearing before this said Court, on the 26 day of August, 1929, at 10. a. m. at which time, unless you show cause to the contrary, an order will be made, as prayed for in said petition.

You will make due return of this summons, on the 21 day of August, 1929.

Witness my signature and the seal of said Court, this 15 day of August, 1929. W. H. Kenedel Probate Judge

Sheriff's Return

Sheriff's Return

Sheriff's Office, Union County, Ohio.

Received this writ on the 15 day of August, 1929, at 3 o'clock P.M. In pursuance to its command, on the 16 day of August, 1929, I served the same by personally handing to the within named defendants Edward L. Randall, and Thomas W. Randall (minor) a true copy of this writ with all the endorsements thereon; and on the same day and at the same time, I served the within named Edward Randall by leaving for him at his usual place of residence a true copy of this writ with all the endorsements thereon, he being the father of said minor defendants and with whom said minors reside.

J. B. Lingard Sheriff
By Mary E. Clise, Deputy

Fees
Service of return 75
2 additional names 50 Total \$125

Wainor

Wainor

Probate Court Union County, Ohio

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 do hereby consent to the sale of the Real Estate described in the petition in said action according to prayer of the same.

Maria Ruppucht.
Frank M. Ruppucht.
Emma P. McElroy
Pearl McElroy.

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Order of appraisement.

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

11629

Probate Court, Union County, Ohio.
Edward Randall, Guardian.

of
Edward T. Randall, ^{an.}
Thomas Randall.

Case no. 11629

August, 26-1929.

Plaintiffs

v.

Emma McHenry et al.

Defendants.

This day, this cause came on, for hearing upon, the petition of Edward Randall, guardian of Edward T. Randall and Thomas, W. Randall, for an order of this Court authorizing said guardian to sell the undivided part of the real estate of the premises described in the petition, and the same was submitted to the Court, upon the evidence and pleadings in this cause.

Whereupon, after due consideration, the Court finds that all parties defendant, have been served with notice and, filed answers in accordance with law and, the former order of this Court; that said guardian recited his appointment in this Court; that it is necessary to sell the undivided portion of the real estate of the wards as described in the petition and that the allegations of the petition are true.

It is therefore, ordered, that C. C. Jarvis, O. A. Wilgus, and, E. H. Kaerner three judicious freeholders of the County, in which said real estate is situated who are not of kin to the guardian, appraise said real estate as a whole and also the respective portion of said wards at its fair cash value, and return the same to this Court for confirmation.

W. H. Busted, Probate Judge.

Order of appraisement.

Order of appraisement.

The State of Ohio, Union County. Probate Court.
To Edward Randall, Guardian of Edward Randall, and Thomas, W. Randall, 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 Edward T. Randall, and Thomas, W. Randall are Plaintiff of Emma McHenry et al, are Defendants, you are commanded by the oaths of C. C. Jarvis, O. A. Wilgus, and E. H. Kaerner, judicious disinterested men, of the vicinity, not of kin to the petitioner, who are freeholders of the County in which said real estate

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

MC MANUS-THROUP CO., TOLEDO,

11629

is situated, and upon actual view you cause a just valuation and appraisement to be made according to law of the premises described premises free from the dower estate of --- therein, to wit:

Situated in the County of Union and State of Ohio, and the Village of Marysville and being all of lot 413 old no. 396 in the Freshwater Addition to said Village of Marysville and for further reference and a more complete description reference is hereby made to the recorded plat of said Addition.

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 26 day of August, 1929

W. M. Husted, Probate Judge

Return

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 26 day of August, 1929.

Edward Randall, Edu. of Edward T. and Thos. H. Randall, Minors

Date

Oath of appraisers

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 or perform the duties required of us, in pursuance of the foregoing order.

C. C. Jarvis, O. A. Wilgus, E. H. Hammer & appraisers.

Given to before me, and signed in my presence, this 26 day of August, 1929. John W. Dairay, Notary Public

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 \$1800.00 and the undivided portion of each of the wards, to wit: Edward T. Randall, and Thomas H. Randall, at the sum of \$450.00

Given under our hands this 26 day of August, 1929. C. C. Jarvis, O. A. Wilgus, E. H. Hammer Appraisers

11629

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Bond

June 26... firmly... joined... executed... Signed... day of... That was Probate... And... Guar... as the... ward... present... at the... 1929... to ex... in... Mrs... afon... Such... Acco... sale... This a... Jacey... Ed... execut...

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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Journal Entry: Confirming appraisement & ordering Bond. This day came the said Plaintiff, by his attorney, and produced to the Court the report of an appraisement here made by C. C. Jervis, O. W. Wiegman, & E. H. Gardner, 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 Edward Randall guardian execute within 5 days, to the State of Ohio, a bond with sufficient freehold securities, to be approved by the Court, in the sum of One Thousand Dollars, conditioned according to law, and this cause is continued. W. H. Husted, Probate Judge.

Bond

Guardian's Bond.

Know all men, by these Presents, that we, Edward Randall Mrs Edward Randall, and Margaret Randall do hereby and jointly bind ourselves, our heirs, executors, and administrators, to the State of Ohio, in the sum of One 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 26th day of August, 1929.

The Condition of the above obligation is such, that whereas, the above bound Edward Randall was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of Edward Randall and Thomas H. Randall,

And, whereas, the said Edward Randall 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 Four Hundred fifty dollars.

And, whereas, said Court, on the 26th day of August 1929, made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

Now, if the said Edward Randall 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.

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Edward Randall, Mrs Edward Randall, Mrs Margaret Randall executed, in presence of John H. Daily.

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-7201

MC MANUS-THOMP CO., TOLEDO, OHIO-7201

11629

This Bond approved in open Court this 26th day of August, 1929. W.W. Husted, Probate Judge.

Approving Bond

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

August 26-1929

Order of Sale.

for Private sale.

This day this cause came on further to be heard and it appearing to the Court that the said Edward Randall the plaintiff above named has given bond, as heretofore ordered, in the sum of One Thousand Dollars with Mrs Edward Randall, Mrs. Margaret Randall joint bondsmen, 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 Edward Randall, 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: 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.W. Husted, Probate Judge.

Application to

Application to Sell at Private Sale -

Probate Court, Union County, Ohio.

sell at

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:

1st That said estate can be sold immediately and for cash, without further costs and expenses,

2nd That the interest of said wards are as tenants in common with the defendants herein, and only their undivided interest is being sold and the same would not sell for the amount of the appraisement at public sale.

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

John H. Dailor, atty. for Edward Randall.
Gen. of Edward Randall & Thomas H. Randall.

both

The State of Ohio, Union County

Edward Randall, being duly sworn, says that the various matters set forth in the foregoing Application to which this affidavit is attached: That

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Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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he has no interest whatsoever in the matters therein referred to, and that it will be more for the interest of the said Wards to sell said real at private sale than at public sale for the reasons set forth in the Application on the reverse side hereof as he truly believes.
Charles D. Webb.

Brought to before me and signed in my presence this 26th day of August, 1929. *Geo* John D. Daily, Notary Public

Order

Order of Sale. Free from Dower.

The State of Ohio, Union County, Probate Court
To Edward Randall, guardian of Edward J. Randall,
vs. Thomas W. Randall. 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 Edward J. Randall, and Thomas W. Randall as Plaintiff and Emma W. Hemy 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 any dower, the one-fourth interest in widows' tomb:

Situated in the County of Union and State of Ohio, and the village of Mansville and being all of Lot 413, old no. 396, in the Freshwater Addition to said Village of Mansville for further reference, and for a more complete description reference is hereby made to the recorded plat of said addition.

Said sale to be private and to be upon the following terms:

Based upon delivery of deed
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 26th day of August, 1929.
Geo W. 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 the 26th day of August, 1929.
Edward Randall, Guardian.

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-77204

MC MANUS-THOMP CO., TOLEDO

11629
 Report of Sale - Private
 In obedience to the written order, I sold ^{1/4} interest
 on the 26 day of Aug. 1929 to T. N. Reed and Margaret
 Reed for the sum of Five Hundred Dollars, said
 sale sum being more than the appraised value of the same
 Dated the 26 day of August, 1929
 Edward Randall, Guardian

The State of Ohio, Union County.

The above named, Edward Randall, 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.
 Edward Randall.

Sworn to before me and signed in my presence, this
 26 day of August, 1929.
 John W. Daily, Notary Public.

Confirmation
 and
 Distribution

In the Probate Court, Union County, Ohio.
 Confirmation and Distribution
 Case No. 11629.

October, 5 - 1929.

This day this cause came on for hearing on the
 report of Edward Randall, guardian of Edward T. Randall,
 and Thomas W. Randall, of his proceeding under a former
 order of this Court, and upon motion to confirm the
 sale made in obedience with a former order herein; and
 the Court having carefully examined said report, and
 finding the proceedings in said cause in all respects
 correct, and being satisfied that said sale was fairly
 and legally made; it is ordered, that said proceedings
 and sale be and the same hereby is approved and
 confirmed.

It is further ordered that said Edward Randall
 as such guardian of Edward T. Randall, and
 Thomas W. Randall, execute and deliver a good
 and sufficient deed of all the right, title and
 interest of said wards, being the one fourth part
 thereof, to the purchasers, T. N. Reed and
 Margaret Reed, upon their paying the purchase
 price for said premises in full, to wit: \$500.00
 to the said guardian.

This cause coming on further to distribute the
 proceeds of said sale amounting to the said
 sum of \$500.00 it is ordered, that said
 guardian pay out of the money in his hands
 the following, to wit:

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MC MANUS-THOUF CO., TOLEDO, OHIO-79204

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- 1st: To this Court, the costs of this proceeding, taxed at \$ 14⁷⁵-
- 2- To John W. Dailey Counsel fee for said gdw., 25⁰⁰
- 3- That said balance, amounting to \$ 460²⁵ (460²⁵)
be retained by said guardian as funds of the
wards, Edward J. Randall and Thomas W. Randall
one half each.

It is further ordered, that this proceeding
be recorded.

W. H. Husted, Probate Judge

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Oct. 4, 1929

Petition to Sell Real Estate.

In the Probate Court of Union County, Ohio.
Case No. 11660

F. LeRoy Allen
Atty.

Petitioner.

A. D. Parish, Guardian
of Myrtle Glass an alleged incompetent
Plaintiff

v.

His Ward Myrtle Glass,
Forest Glass, Lindsay Glass,
vs. Ruth Glass.

Defendants.

Petition

Your Petitioner, A. D. Parish represents that he is the duly appointed and qualified Guardian of Myrtle Glass, an alleged incompetent, now of the age of - years, residing at Richwood, Union County, Ohio; that he was appointed as Guardian by the Probate Court of Union County, Ohio, and is now acting as such Guardian; that the defendants, Forest Glass, Lindsay Glass, and Ruth Glass, are the only children born at law and next of kin of the Ward, Myrtle Glass, and that said Myrtle Glass, is a widow.

All of the personal estate belonging to said Ward that ever came to the possession or knowledge of the Petitioner consisted of about \$700.00 in money, being her one-fourth share in a \$3000.00 life insurance policy on the life of John A. Davis, her brother, she being the beneficiary to a one-fourth of the same, and that \$500.00 of said amount has been loaned on a first mortgage on real estate and the other \$200.00 has been expended for necessary expenses, including taxes and repairs on real estate of said ward, and there are bills now due exceeding the amount of money in the possession of your Petitioner.

By the terms of the Last Will and Testament of John Davis, father of Myrtle Glass, the said Myrtle Glass is the owner of the life estate in about sixty six acres of land in Green County, Ohio, but the income therefrom for the past few years has been and without question will continue to be insufficient to pay the expenses of taxes and upkeep and repairs on said sixty six acres of land, and said life estate has proven to be and still is a liability rather than an asset to the said Myrtle Glass.

There is no personal estate of said Ward dependent upon the settlement of any decedent's estate

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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or the execution of any trust or any expectancy except that said Ward may receive some money. The least amount of which cannot be determined at this time, upon the settlement of the estate of Governor R. Davids deceased, who was the Guardian of said Ward during his life time.

It is necessary to sell the real estate of said Ward, herein after described, for the reason that she being the owner of an undivided one-fourth interest therein it is impossible to manage the same in a way profitable to said Ward, and it will be for the interest of such Ward and her children to sell said real estate.

Said real estate is suffering unavoidable waste and a better investment of its value can be made by re-investing the proceeds therefrom in a first mortgage on real estate. Said real estate is greatly in need of repairs and it would not be profitable nor is there any fund from which to make said improvements and repairs.

Said Ward is the owner of the fee simple of the following described real estate:

Being an undivided one-fourth interest in the following real estate, situated in the Counties of Fayette & Greene, in the State of Ohio, and in the Townships of Jasper and Jefferson, and bounded, and described, as follows:

Being a part of Survey No. 836:

First tract

First tract:

Beginning at a stone in the east line of said Survey and corner of W. H. Palmer in the westerly side of a township road; running thence with the said line of W. H. Palmer S. 54° 4' W. 80.08 poles to a stone; thence N. 43° 30' W. 101.72 poles to a stone in the line of C. Chitty; thence with his line N. 57 1/2° E. 80.08 poles to a stone in said township road and corner to said Chitty in the east line of said survey; thence with said Survey line S. 43 1/2° E. 101.72 poles to the beginning.

Containing 50.41 acres of land, more or less, 17 acres of which are in Fayette County and residue in Greene County, Ohio.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO,

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Second
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Second tract:
Situates in survey No. 836 in Jasper Township Fayette County, Ohio, beginning at an ash and spanish oak in the original line of the survey; thence into W. Pierson's line S. 51° W. 45 poles to a stone in the line of said Pierson; thence S. 46° E. 70 poles to a hickory; thence N. 51³/₄° E. 45 poles to a maple and Elm in the original survey line; thence N. 45¹/₄° (45¹/₄) W. 75 poles to the beginning containing 19 acres and 110 poles, but only containing 18.38 poles according to surveyor's plat.

Third tract.

Third tract:
Situates in survey No. 836 in Jasper Township Fayette County, Ohio, beginning at a stone in the center of the Allen Turnpike Road and north corner of the school house lot; thence S. 58¹/₄° W. 41.51 poles to a stone corner to John Davids and Tobias Breeland; thence S. 42³/₄° E. 6.20 poles to the center of said Allen Turn road; thence with the center of said road to the place of beginning, containing 128 sq. poles of land, more or less being the same land conveyed by Edward Meredith and wife Aug. 1- 1887 to Mary R. Davids in Deed Book 14, Page 159 and 160 Fayette Co. Ohio.

Said above tracts being the same lands conveyed by said John Davids and Mary R. Davids to Green Roy Davids for life with remainder to the heirs of the body of said Green Roy Davids with the condition that if he had no heirs of his body said lands should pass to his brothers and sisters surviving him, the grantee herein, which deed is recorded in Deed Book 43, page 282 of the Deed Records of Fayette County, Ohio, and Deed Book 122, Pg. 82 of the Deed Records of Green County, Ohio. Said deed being dated March 9 - 1914 and being the same premises conveyed to the grantor herein by deed from said Green Roy Davids recorded in Deed Book 49, Page 183 of the Deed Records of Fayette County, Ohio, as security for note described therein, which note has been paid in full.

Said ward has received no rent whatever during the past year from the above real estate and has been obliged to expend over \$50.00 in one instance for ward's one-fourth share of the payment for a new roof for the barn situated thereon, and over and above expenses incurred in the management and upkeep of the real estate above

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described, the same will yield no income.

Said real estate is of the value of approximately
Seven Hundred Dollars (\$700.00).

Your petitioner believes it will be for the interest of the
said ward to sell said real estate and reimburse
the money arising therefrom in loans upon mortgage
or otherwise.

There are no liens upon said real estate to the
knowledge of the Petitioner and there is no known
estate therein.

Your Petitioner therefore prays that he may be
ordered to sell said real estate and to
reimburse the money, not necessary, for her immediate
current expenses, arising therefrom, as herein before
proposed, and for all other proper relief.

A. D. Parish,

Gdm. of Myrtle Glass, an
alleged Incompetent.

State of Ohio, Union County, ss.

A. D. Parish, being sworn, says that he is Guardian
of Myrtle Glass, an alleged Incompetent, and
plaintiff herein and that the facts stated and
the allegations contained in this his Petition as such
Guardian, are true, as he truly believes.

A. D. Parish.

Sworn to before me and subscribed in my presence
this 4-day of Oct. 1929.

[Signature] F. Leroy Allen, Notary Public.

Carth

Notice

of
Filing.

Notice.

In the Probate Court of Union County, Ohio,
Case No. 11660.

Journal Entry.

Notice of Filing

Petition to Sell Real Estate.

This day came said A. D. Parish, as Guardian
of Myrtle Glass, an alleged Incompetent, filed his Petition, duly verified,
asking for the sale of the real estate of his
said ward.

Whereupon, it is by said Court ordered that said
Cause shall be set for hearing on the 16-
day of Oct. 1929, at 10 o'clock A.M. and that
notice thereof shall be given to Myrtle Glass,
Forest Glass, Lindsay Glass, and Ruth Glass.

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It is further ordered that the above notice

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Summons.

The State of Ohio, Union County,
To the Sheriff of said County.

Probate Court.

Summons

You are commanded to notify Myrtle Glass, living at Richwood, Ohio, that on the 4th day of Oct. A.D. 1929, A.D. Parish Guardian of the Myrtle Glass has 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 reason that it would be to the best interest of his ward, that answer by the 16th day of Oct. 1929, said petition will be taken as true and an order granted accordingly.

Said Sheriff will make due return of this writ on the 9th day of Oct. 1929.

Witness my hand and the seal of said Court, this 5th day of Oct. 1929.

W. H. Husted, Probate Judge.

Sheriff's Return

Sheriff's Return

The State of Ohio, Union County,

Received this writ Oct. 5 - 1929 at 9 o'clock, A.M. Pursuant to its command, on the 5th day of Oct. 1929, I served the same by personally handing to Myrtle Glass a true copy of this writ with all the endorsements thereon.

J. A. Lingard, Sheriff
By: Mary E. Blair, Deputy.

Sheriff's Exp.

Exp. and Return of

37 miles at 8¢ 2.56 Total \$ 3.01

Waiver

Waiver

Probate Court, Union County, Ohio.

No. 11660.

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.

Oct. 5 - 1929

Forest Glass
Lindsay Glass.

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11660

Application for Appointment of Guardian Ad Litem.
In the Probate Court, Union County, Ohio.
Case No. 11660.

App. for
apt. of
Guardian
ad. litem.

Application for Appointment of
Guardian Ad Litem.

To the Hon. W. H. Husted, Judge of said Court:
I, the undersigned, F. LeRoy Allen, Attorney for Plaintiff,
makes application for the appointment of a Guardian Ad
Litem for Ruth Glass, the minor defendant in the above
entitled case, who has been duly served with summons
herein and has neglected for twenty days after the return
of the summons served upon her to apply for a Guardian
Ad Litem.

The undersigned suggests that Robert F. Allen, who is a
suitable person, be appointed as such Guardian Ad Litem.

G. D. Parish, Esq. Myrtle Glass

By F. LeRoy Allen, his attorney

Journal Entry

Appointment of Guardian Ad Litem.

App. of
Gdn. Ad Litem

This day F. LeRoy Allen, on behalf of Plaintiff, appeared in
open Court and made application for the appointment of a
Guardian Ad Litem for Ruth Glass, a minor defendant in
this case, and it appearing to the Court that said
Minor defendant has been duly and legally served with
summons herein and that she is over the age of
fourteen years and that she has neglected for
twenty days after the return of the summons served
upon her to apply for a Guardian ad litem, it is
ordered that Robert F. Allen be and he hereby is appointed
Guardian for the suit for said Ruth Glass minor defendant.

And now comes the said Robert F. Allen, and in
open Court accepts said appointment.

Dated this 15 day of October, 1921.

W. H. Husted, Probate Judge

In the Probate Court of Union County, Ohio.
Case No. 11660.

Answer of Guardian ad litem.

Answer of
Gdn. ad
Litem

Now comes the said Ruth Glass, minor defendant, to the
Petition in this cause, by Robert F. Allen, 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.

She further says that she is of tender years
not acquainted with the law in such cases, and
therefore prays the Court to protect her rights in this
cause, for such relief as may be just.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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Dated this 15 day of October, 1929.

Ruth Glass.

By, Robert F. Allen

Guardian ad Litem

Probate Court, Union County, Ohio.

October 16 - 1929.

Finding Sale necessary, and,

Ordering appraisement.

Ordering
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 Myrtle Glass described in the petition to pay her debts: That it will be for the interest of such Ward to sell said real estate and, said real estate is suffering unavoidable waste and, a better investment of its value can be made elsewhere.

It is ordered, that Charles Wilson, Roy Hite and Thurman Cline, three suitable and, judicious disinterested men of the vicinity of said real estate, who are freeholders, do, and, they hereby are, appointed to appraise said lands, as a whole, at their true value, in money, free from debts, 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 15 day of Oct. 1929 of this cause, is,

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Continued:

H. H. Dusted, Probate Judge.

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11660
Order of appraisement.

Order of appraisement
The State of Ohio, Union County, ss.
W. A. D. Parish Esq., of Myrtle Glass, an alleged incompetent;
Probate Court.
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 your next et al. are Defendants, you are commanded that by the oaths of C. L. Wilson, Ray Hile and A. Y. Blinn, 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 donor estate of - I therein, to-wit:

Being the undivided one-fourth interest in the following real estate.

Situated in the Counties of Fayette and Greene, in the State of Ohio, and in the Township of Jasper and Jefferson and bounded and described as follows:

Being a part of survey No. 836:

First Tract

First Tract.

Beginning at a stone in the east line of said survey and corner of W. H. Palmer, in the westerly side of a Township road; running thence with the side line of W. H. Palmer S. 54 1/4° W. 80.08 poles to a stone; thence N. 43° 30' W. 101.72 poles to a stone in the line of C. Chitty; thence with his line N. 54 1/2° E. 80.08 poles to a stone in said township road and corner to said Chitty in the east line of said survey; thence with said survey line S. 43 1/2° E. 101.72 poles to the beginning.

Containing 50.41 acres of land, more or less, 17 acres of which are in Fayette County, and residue in Greene County, Ohio.

Second Tract.

Second Tract.

Situate in survey No. 836, in Jasper Township, Fayette County, Ohio, beginning at an ash and Spanish oak in the original line of the survey; thence with W. Pierson's line S. 51° W. 45 poles to a stone in the line of said Pierson; thence S. 46° E. 70 poles to a hickory; thence N. 57 3/4° E. 45 poles to a maple and elm in the original survey line; thence N. 45 1/4° W. 75 poles to the beginning, containing 19 acres, and 110 poles, but only containing 18.38 poles according to survey as plat.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79201

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Third tract:

Situate in Survey no. 836. in Jasper Township, Fayette County, Ohio.

Third tract.

Beginning at a stone in the center of the Allen Turnpike Road, and north corner of the school house lot; thence S. 58 1/4° W. 41.51 poles to a stone corner to John Davids and John Brees land; thence S. 47 3/4° E. 6.20 poles to the center of said Allen Turn road; thence with the center of said road to the place of beginning containing 128 sq. poles of land, more or less being the same land conveyed by Edward Meredith said wife Amy, 1- 1887 to Mary R. Davids in Deed Book 14 page 159. and 160. Fayette County, Ohio.

Said above tracts being the same lands conveyed by Quit Claim Deed from John Davids and Mary R. Davids to Grover Roy Davids for life with remainder to the heirs of the body of said Grover Roy Davids with the condition that if he had no heirs of his body said lands should pass to his brothers and sisters surviving him, which deed is recorded in Deed Book 43. page 282. of the Deed Records of Fayette County, and Deed Book 122. page 87. of the Deed Records of Greene County, Ohio, said deed being dated March 9. 1914. and being the same premises conveyed by deed from said Grover Roy Davids recorded in Deed Book 49. page 183. of the Deed Records of Fayette County, Ohio, as security for note described therein, which note has been paid in full.

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 16. day of Oct. 1929.
W. B. 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 the 16. day of Oct. 1929.

A. D. Parish.

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

11660

MC MANUS-THROUP CO., TOLEDO, OHIO-7201

11660 the duties required of us in pursuance of the foregoing order.
A. Y. Cline, C. L. Wilson, Roy Hite, & appraisers.

Sworn to before me and signed in my presence this 16-day of Oct. 1929.
A. D. Parish Guardian

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 the value of said real estate at

Fifteen Hundred Twenty-two dollars five from down.

Given under our hands this 16-day of Oct. 1929.

A. Y. Cline, C. L. Wilson, Roy Hite & appraisers

Fees of appraisers \$2-

Orders approving appraisement for Public Sale

Journal Entry: Order approving appraisement for Public sale, Probate Court Union County, Ohio, Oct. 18, 1929.

This day came the said Plaintiff by his attorney, and produced to the court the report of an appraisement herein made by C. L. Wilson, Roy Hite, and A. Y. Cline 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 A. D. Parish as such Guardian proceed according to law to sell the real estate, described in the petition for from down, 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.

It is further ordered, that said A. D. Parish, Guardian, and he hereby is authorized and empowered to accept the full amount of the purchase money in cash upon delivery of deed, if the purchaser elects or desires so to pay the same.

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

MC MANUS-THROUP CO., TOLEDO, OHIO

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Order of Sale

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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Order of Sale Free from Donor.

Order

of Sale.

The State of Ohio.

Union County.

Probate Court.

To A. D. Carisle, Guardian of Myrtle Glass, an alleged Incompetent. 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 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 donor, the following described premises, to wit:

Being an undivided one fourth interest in the following real estate.

Situated in the Counties of Fayette and Green, in the State of Ohio, and in the Township of Jasper, and Jefferson and bounded and described as follows:

Being a part of Survey No. 836:

First Tract

First Tract:

Beginning at a stone in the east line of said survey and corner of W. B. Palmer, in the westerly side of a township road; running thence with the said line of W. B. Palmer S. 54 1/4 W. 80.08 poles to a stone; thence N. 43 30 W. 101.72 poles to a stone, in the line of C. Blitty; thence with his line N. 54 1/2 E. 80.08 poles, to a stone in said Township road and corner to said Blitty in the east line of said survey; thence with said survey line S. 43 1/2 E. 101.72 poles to the beginning.

Containing 50.41 acres of land more or less 17 acres of which are in Fayette County and residue in Green County, Ohio.

2nd Tract.

Second Tract:

Situate in survey No. 836, in Jasper Township, Fayette County, Ohio, beginning at an ash and Spanish oak in the original line of the survey; thence with W. Pierson's line S. 57 W. 45 poles to a stone in the line of said Pierson; thence S. 46 E. 70 poles to a hickory; thence N. 57 3/4 E. 45 poles to a maple and Elm in the original survey line; thence N. 45 1/4 W. 75 poles to the beginning, containing 19 acres, and 110 poles sub. only containing 15.38 poles according to Surveyor's plat.

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Third Tract:

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO

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Situate in Survey No. 836 in Jasper Township, Fayette County, Ohio beginning at a stone in the center of the Allen Turnpike Road and north corner of the school house lot; Thence S. 58 $\frac{1}{4}$ ° W. 41.51 poles to a stone corner to John Davids and Tabas Brees land; Thence S. 47 $\frac{3}{4}$ ° E. 6.20 poles to the center of said Allen Turn road; Thence with the center of said road to the place of beginning, containing 128 sq. poles of land, more or less, being the same land conveyed by Edward Meredith and wife, Aug. 1-1887, to Mary R. Davids in Deed Book 14, page 159, an. 160 Fayette County, Ohio.

Said above tracts being the same lands conveyed by Quit claim Deed from John Davids and Mary R. Davids to Grover Roy Davids for life, with remainder to the heirs of the body of said Grover Roy Davids with the condition that if he had no heirs of his body said lands should pass to his brothers and sisters surviving him, which deed is recorded in Deed Book 43, page 282 of the Deed Records of Fayette County, and Deed Book 122, page 82 of the Deed Records of Greene County, Ohio. Said deed being dated March 9-1914 and being the same premises conveyed by deed from said Grover Roy Davids recorded in Deed Book 49, page 183 of the Deed Records of Fayette County, Ohio, as security for note described therein, which note has been paid in full.

Said sale to be upon the premises ^{to be} to be upon the following terms:

Cash in hand, upon delivery of deed.
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, O. this 16th day of Oct. 1929

W. 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.

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Dated the 16th day of Oct. 1929.

A. D. Paish

Guardian.

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Report of the sale of the same.

Date

Confirming Private Sale

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Distributing Proceeds

Confirming

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Guarant

First tract

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of said

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Report

Report of Sale.

In obedience to the within order I sold said premises on the 18 day of October 1929 to R. J. Davids and Dora Babb for the sum of Fourteen Hundred and twenty-five dollars. said sum being the appraised value of the same.

A. D. Parish, Guardian.

Dated the 18 day of October 1929

Costs

The State of Ohio, Union County.

The above named, A. D. Parish, Guardian 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.

A. D. Parish, Guardian.

Sworn to before me, and signed in my presence, this 18 day of October 1929.

F. Le Roy Allen, Notary Public.

Confirming Private

Journal Entry Confirming Private Sale.

Distributing Proceeds.

This cause came on this day to be heard upon the report of the plaintiff of sale made to R. J. Davids and Dora Babb for the sum of Fourteen Hundred and twenty-five dollars (\$1425.00) as herein before ordered, and the proceeds appearing in all respects regular and in conformity to law. They are hereby approved and confirmed.

And the said A. D. Parish, Guardian, is ordered to execute and deliver to the said purchasers a good and sufficient Deed for the premises so sold.

And the Court coming now to distribute the proceeds of said sale amounting to \$1425.00 the said purchasers having elected to pay the same in cash, and the Court approved the same, as being for the best interest of said estate, it is ordered that said Guardian, out of the money in his hands, pay

First Part First:

The costs and expenses incurred in the sale of said property itemized as follows:

Charles Wilson	appraiser	\$ 2-
Roy White	"	2-
Thurman Blinn	"	2-
W. H. Husted	Costs	20.31
F. Le Roy Allen	attorney fees	77.00
A. D. Parish	Adm. compensation last sale.	77.00

11660

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-72201

MC MANUS-THROUP CO., TOLEDO, OHIO

11660

Decord:

It is ordered, that the balance of said fund be accounted for by said Guardian according to law, to wit: the sum of \$1254.⁶⁹ Total.

W. D. Husted, Probate Judge.

11372

Filed

July 18th 1928

Petition to Sell Real Estate to pay Debts In the Probate Court.

The State of Ohio, Union County, ss. Howard C. Black, Executor of the Last Will and Testament of Mary M. Trimble deceased, Plaintiff

v.

Reed H. Hooper and Elizabeth V. Churchman, Defendants.

Petition.

The above plaintiff Howard C. Black, represents that he is the duly appointed, qualified and acting executor of the estate of Mary M. Trimble, deceased late of this County; that the amount of valid debts due from said estate is at least one thousand (\$1000⁰⁰) Dollars, as nearly as now can be ascertained, a schedule of which is given below and made a part hereof, and in addition thereto, a mortgage indebtedness of \$700⁰⁰ on property in most cases fixed for purchase money; that the charges of administration of said estate, including executor's commission and compensation and attorney's fees, and court costs will amount to about three hundred and fifty (\$350⁰⁰) Dollars; and that the total value of the personal estate and effects of said decedent, so less than One Hundred (\$100⁰⁰) Dollars, being wholly insufficient to pay said debts and charges.

The Plaintiff further represents that said decedent died seized in fee simple of the following described real estate, to wit:

Tract One:

The undivided four fifths (4/5) of the following described real estate:

Situate in the County of Union State of Ohio.

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Tract 1

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Tract 3.

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Petition

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11372

beg. in the Township of York, and bounded, and described as follows:

Being part of V. M. Surry, # 3237

Tract 1

Being at a Beech, Ironwood, and Buckeye, being in the southwest corner of a lot of said survey heretofore conveyed by F. E. Payton to W. W. Knox, and in the original south line of the Surry; thence with the said south line S. 82° E. 66 7/10 poles to a sugar and beech, being the south east corner of a lot of said survey conveyed by F. E. Payton to S. Allman; thence with the line of said Allman's lot N. 8° 5' E. 196 poles to a stake in the center of Poplar Creek, witnessed by a white haw on the south bank of the creek; thence with the center of said creek to two Buckeyes, and hackberry, the north west corner of the aforesaid Knox's lot; thence with the line of said Knox's lot S. 5° 5' W. 213 poles to the place of beginning, containing eighty-five (85) acres, and sixty (60) poles, more or less.

Tract 2

Tract two.

Also another tract, contiguous, or near the foregoing described tract.

Being in the said County of Union, State of Ohio, and Township of York, bounded, and described as follows:

Of and in the Surry no. 3238.

Beginning at a stake and stone in the original north end of said Surry, and S. E. corner to John Trumble's land; thence S. 7° 40' W. 30 3/10 poles to the N. W. corner of Henry Kyratt's land; thence N. 82 3/4° W. 67 poles to a stake and stone; thence N. 7° 40' E. 30 3/10 poles to the S. W. corner of said Trumble's land; thence S. 82 3/4° E. 67 poles, with said Trumble's South line, to the place of beginning, containing twelve (12) acres and one hundred and eleven (111) poles.

Tract 3.

Tract three.

Also another tract bounded and described as follows:

Being in the Vicinage of West Mansfield, County of Logan, E. State of Ohio, and known as being part of Surry no. 778 and 6155 beginning at a stake

MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

11372 in the south line of Mill Street in said village West Mansfield, and, at the east side of an alley which runs south from said Mill Street; Thence south with the east side of an alley 102 1/2 feet to a stake; thence east parallel with Mill Street 50 feet to a stake; thence north parallel with Mill Street 50 feet to a stake; thence north parallel with said west line 102 1/2 feet to the south side of Mill Street; thence west with the south line of Mill Street 50 feet to the place of beginning.

Containing one-eighth (1/8) of an acre, more or less, being part of the premises conveyed by Audrey and L. W. Rudasill to F. W. Williams by deed recorded in Vol. 133, page 27, Logan County records.

The said decedent died leaving the defendants Pearl V. Hooper, her brother, next of kin and Elizabeth V. Churchman, her daughter in law, the only beneficiaries and only legatees under her said Last Will and Testament, and leaving no widow.

Wherefore plaintiff prays that the interest of all defendants may be adjusted and protected; and that the plaintiff may be authorized and directed to sell said premises according to the statute in such cases made and provided; and for all other ^{and} further orders and relief to which he may be entitled in law and equity.

Howard C. Black, Executor of the Last Will and Testament of Mary M. Trimble, deceased.

Howard C. Black, atty. for Executor Plaintiff

Schedule of Debts.	
Funeral expenses etc.	\$ 400.00
note at Fed. Nat. Bank	400.00
Miscellaneous	200.00
on W. Mansfield house.	700.00

State of Ohio, Madison County, ss-
 I, Howard C. Black, the plaintiff executor, being duly sworn, say that I am the duly appointed qualified and acting executor of the Last Will and Testament, and estate of the said Mary M. Trimble deceased; and that the facts set forth in the foregoing petition are true, to the best of my knowledge and belief.

Howard C. Black

MC MANUS-TROUP CO., TOLEDO, OH

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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I now do before me and subscribed in my presence this 17. day of July, 1928.

L. A. Davis, Notary Public.

I, Pearl N. Herper, defendant, in the foregoing action, waive the issuance and service of summons herein and voluntarily enter my appearance as such defendant.

And, do hereby consent to the sale of the real estate described in such petition as prayed for without regard to time, place, or manner of said sale.

Pearl N. Herper.

In the Probate Court of Union County, Ohio, July 18. 1928. Case 11372

Filing Petition

Journal Entry: Filing Petition to Sell Real Estate.

This day came the plaintiff Howard C. Black, Executor of the estate of Mary M. Trimble and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Mary M. Trimble, 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

Waiver

Waiver

Probate Court, Union County, Ohio,

The undersigned party Defendant to the Petition in the above entitled action, do hereby waive the issuing & service of summons, and voluntarily enter appearance, as such, Defendants.

And hereby consent to the sale of the Real Estate described in the petition in said action according to the prayer of the same, without regard to time, place or manner of sale.

August 6 - 1928.

Elizabeth V. Churchman.

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

11372

Probate Court, Union County, Ohio.
July 26-1929

Finding
same
necessary

Finding sale necessary and ordering 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 appearances 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 Mary M. Trimble, described in the petition, to pay her debts.

It is ordered that C. L. Thompson, E. J. Brooks and Walter Farrington three suitable & 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 any dower estate therein.

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 6-day of August, 1929. & this cause is continued.
W. M. Husted, Probate Judge

Order of
appraisement

Order of appraisement.

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

To: Howard C. Black, Executor, of the last Will and Testament of Mary M. Trimble, 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 last Will and Testament of Mary M. Trimble, deceased, are Plaintiff & Pearl W. Harper et al. are Defendants, you are commanded that by the oaths of C. L. Thompson, E. J. Brooks & Walter Farrington judicious disinterested men of the vicinity, not of 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 any dower estate, therein, to wit:

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Tract one.

Tract one

Bring in V. M. Surry no. 3237 and bring
The undivided four-fifths (4/5) of the following
described real estate.

Situate in the County of Union, State of Ohio, and in
the Township of York, and bounded and described, as
follows:

Beginning at a birch, ironwood ^{and} buckeye being
in the southwest corner of a lot of said Surry
heretofore conveyed by F. E. Paxton to W. W. Knox and in
the original south line of said Surry; thence with
the said south line S. 82° E. 66 3/4 poles to a sugar
and beech being the south east corner of a lot
of said Surry conveyed by F. E. Paxton to S. Allman;
thence with the line of said Allman's lot, N 8°
5' E. 196 poles to a stake in the center of Poole's
Creek, witnessed by a white bar on the south
bank of the said creek; thence with the center of
said Creek to two buckeyes and a hackberry the
north west corner of the aforesaid Knox's lot; thence
with the line of said Knox's S. 8° 5' W. 213 poles
to the place of beginning containing Eighty-four
(84) acres and sixty (60) poles more or less.

Appraised at \$3525.00

Tract 2

Tract Two.

Also another tract, contiguous to or near the
foregoing described tract.

Bring in the County of Union, State of Ohio,
Township of York, bounded and described, as follows:
Of and in Surry no 3238.

Beginning at a stake and stone in the
original north line of said surry and S. E.
corner to John Trimble's land; thence S. 7° 40'
W. 30 3/4 poles to the N. W. corner of Henry Kexerett's
land; thence N. 87 3/4° W. 67 poles to a stake
stone; thence N. 7° 40' E. 30 3/4 poles to the S. W.
corner of said Trimble's land; thence S. 82 3/4° E.
67 poles with said Trimble's south line to the
place of beginning, containing Twelve (12) acres
^{and} one hundred ^{and} ten (110) poles.

Appraised at \$390.00

Tract 3.

Tract Three.

Also another tract, bounded, and described
as follows:

MC MANUS-THOMP CO., TOLEDO, OHIO-72204

MC MANUS-THOMP CO., TOLEDO

11372

Being in the village of West Mansfield, County of Logan and State of Ohio, and known as being part of Survey No. 795 and 6155; beginning at a stake in the south line of Mill Street in said Village of West Mansfield, and at the east side of an alley which runs south from said Mill Street; thence south with the east line of an alley 102 1/2 feet to a stake; thence east, parallel with Mill Street, 50 feet to a stake; thence north, parallel with said west line 102 1/2 feet to the south side of Mill Street; thence west with the south line of Mill Street, 50 feet to the place of beginning, containing one eighth (1/8) of an acre, more or less being part of the premises conveyed by Andrew and L. H. Riddisill to F. H. Willauer by deed recorded in Vol. 133 page 27, Logan County records.

Appraised at \$900.00

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

Witness my hand and seal of said Probate Court at Mansfield, Ohio, this 26 day of July, 1929.
 Howard C. Black, 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 this 6 day of August, 1929.
 Howard C. Black, admr.

Oath of Appraisers

Oath of Appraisers
 The State of Ohio, Union County,
 We, the undersigned appraisers, do make solemn oath that we will, upon actual view, honestly & 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.
 C. L. Thompson, E. J. Brooks, Walter Farrington [appraisers
 Sworn to before me, and signed in my presence, this 6 day of August, 1929.
 Howard C. Black, Executor.

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

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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estimate the value of said real estate at
free from any down estate.

Tract one \$ 3825⁰⁰
Tract Two 390⁰⁰
Tract Three 900⁰⁰

Given under our hands, this 6-day of August, 1929,
L. L. Thompson, E. J. Brooks, Walter Farrington & appraisers.

Fees of appraisers \$ 2⁰⁰.

Application
to

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

Real
Estate, at
Private
Sale.

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:

A. Saving in expense attendent on public sale,
a better opportunity to find buyers, at not less
than the appraised value, which it must bring,
when land, and other property has been selling
at public, judicial sale has been uniformly
selling (selling) of late at two-thirds of the
appraisement or not selling at all because of no
bids reaching to the said two-thirds of the
appraisement.

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

Howard C. Black.

Executor, of the estate of Mary M. Jamble, dec'd.

Oath

The State of Ohio, Madawan County.

Howard C. Black, being duly sworn, says that the
various matters set forth in the foregoing application
are true, as he truly believes.

Howard C. Black.

Known to before me, and signed in my presence,
this 6-day of August, 1929

Jay D. Ferguson, Notary Public

My commission expires - August, 1931.

affidavit
disinterested
person.

Affidavit of Disinterested Persons.

Lloyd Coburn, and Burnham, 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

11372 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.

Jay D. Ferguson, Notary Public (Seal)
my commission expires July, 1931

Journal Entry

Probate Court Union County, Ohio.
Aug. 6 - 1929

Confirming Appraisement

Confirming appraisement and
Ordering Private Sale.

ordering sale. This day this cause came on for trial to be heard, and it appearing to the Court that the appraisement heretofore ordered has been duly made, the same is hereby confirmed: said appraisement being Tract 1. \$3825.⁰⁰

Tract 2. 390.⁰⁰
Tract 3. 900.⁰⁰

free from any donor estate, therein.

And the plaintiff above named having given bond dated July, 16 - 1928, (1928) in the sum of Seven thousand Dollars, with United States Fidelity & Guaranty Co. surety, conditioned according to law, and approved by the Court: 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 now ordered, that said plaintiff proceed to sell said real estate free from any donor estate, at private sale, at not less than the appraised value thereof, upon the following terms to-wit:

W. W. Husted,
Probate Judge.

Order of Sale

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

To Howard C. Black Executor, of the last Will and Testament, of Mary M. Trimble deceased. 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 Executor of the said Last Will and Testament of Mary M. Trimble deceased, are Plaintiff and Pearl W. Casper, et al. are Defendants, you are commanded to proceed according to law, to sell, for not less than the appraised value

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thereof
J. W. ...

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Tract 1.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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thereof. free from any doubt the following described premises, to wit:

Tract 1.

Tract one:

Bring in S. M. Surry No. 3237, and bring the undivided four-fifths (4/5) of the following described real estate: Situate in the County of Union, State of Ohio, and in the Township of York and bounded and described as follows:

Beginning at a beech, ironwood, and buckeye, being in the southwest corner of a lot of said Surry heretofore conveyed by F. E. Paxton to A. W. Knox and in the original south line of said Surry; Thence with the said south line S. 82° E. 66 1/10 poles to a sugar and hick, being the south east corner of a lot of said Surry conveyed by F. E. Paxton to S. Allaman; Thence with the line of said Allaman's lot N. 8° 5' E. 196 poles to a stake in the center of Bole's Creek, witnessed by a white hawk on the south bank of the said Creek; thence with the center of said Creek, to two buckeyes and a hick being the north west corner of the aforesaid Knox's lot; Thence with the line of said Knox's S. 8° 5' W. 213 poles to the place of beginning containing Eighty-five (85) acres and sixty poles (60) more or less

appraised at \$3825⁰⁰

Tract 2.

Tract Two:

Also, another tract contiguous to or near the foregoing described tract.

Bring in the County of Union, State of Ohio, and Township of York bounded and described as follows: Of and in Surry No. 3238.

Beginning at a stake and stone in the original north line of said Surry and S. E. corner to John Trumble's land; Thence S. 7° 40' W. 30 3/10 poles to the N. W. corner of Henry Kezerette's land; Thence N. 82 3/4° W. 67 poles to a stake and stone; Thence N. 7° 40' E. 30 3/10 poles to the S. W. Corner of said Trumble's land; Thence S. 82 3/4° E. 67 poles with said Trumble's south line to the place of beginning, containing twelve (12) acres and one hundred and ten (110) poles. appraised at \$290⁰⁰

Tract Three:

Also, another tract bounded and described as follows:

Bring in the Village of West Mansfield,

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County of Logan, and State of Ohio, and known as being part of Survey no. 775- and 6155 beginning at a stake in the south line of Mill Street in said village of West Mansfield and at the east side of an alley which runs south from said Mill Street; thence south with the east line of an alley 102 1/2 feet to a stake; thence east parallel with Mill Street 50 feet to a stake; thence north parallel with said west line 102 1/2 feet to the south side of Mill Street; thence west with the south line of Mill Street 50 feet to the place of beginning, containing one-eighth (1/8) of an acre, more or less, being part of the premises conveyed by Andrew and F. W. Rudasill to F. W. Williams by deed recorded in vol. 133 page 27 Logan County records.

Appraised at \$900.00

Said sale to be for "Tract No. 2" and to be upon the following terms:

\$95.00 October 1929

100.00 Nov. 15 - 1929

190.00 Apr. 5 - 1930 secured by mortgage on the premises and interest because the land cannot be delivered before March 1 - 1930.

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 Mansfield Ohio this 6th day of Aug 1929. W. W. Husted Probate Judge.

Returns

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 as to Tract 2.

Howard C. Black Ex. estate of Mary M. Linnle, deceased.

Oct. 4 - 1929

Report

Report of Sale

In obedience to the within order I sold said sub. premises in the petition described as tract two on the 5th day of Oct. 1929 to LeVeta English Davis and Frank C. Davis for the sum of \$390.00 said sum being the appraised value of the same.

Howard C. Black Ex. of the estate of Mary M. Linnle, deceased.

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Order Approving

Confirming Sale

This report upon Mary under the m in ob confirmed and

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It is that

See

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11372

The State of Ohio, Union County.

The above named Howard C. Black Executor of the estate of Mary M. Trumble, deceased, 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. Howard C. Black, Ex. of the estate of Mary M. Trumble, dec'd.

Sworn to before me, and signed in my presence, this 5th day of October, 1929.

W. H. Husted, Probate Judge

Journal Entry:

Orders approving

Orders approving & Confirming Sale, Probate Court, Union County, Ohio, Oct. 4-1929.

Confirming Sale.

This day this cause coming on, to be heard on the report of Howard C. Black executor of the estate of Mary M. Trumble deceased, of his proceedings and sale under the former order of this Court; and upon the motion of said petitioner to confirm the sale 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 M. Trumble, deceased, in said real estate, to the purchaser, LeVeta English Davis & Frank C. Davis, of Tract No. 2.

Upon the said purchasers executing to said petitioner a mortgage upon the said premises, sold, to secure the deferred payments, to wit:

\$ 95⁰⁰ Oct. 15 - 1929

100⁰⁰ Nov. 15 - 1929.

195⁰⁰ Apr. 5th 1930; all without interest as delivery cannot be made before March 1 - 1930.

It is further ordered that this proceeding be recorded, and that this petitioner pay the costs.

W. H. Husted

Probate Judge.

See Page 257 -

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-72204

MC MANUS-THROUP CO., TOLEDO, OHIO

11446 In the matter of the Estate of Henry S. Green, Deceased.
Oct. 21-1929 In the Probate Court, Union County, Ohio,
No. 11446.

1168-9 In the
Oct. 15-
1929

Report of Sale.

Now comes Wm. T. Green, administrator and makes the following report of the sale of the chattel property of decedent.

75- Shcks. of corn at 88¢	\$66.00
55- " " " " 68¢	37.40
1/2 Bu. of 273 bu. ^{2nd} 30 lbs. corn 77¢	105.27
2 cows at \$21.50 each	43.00
2 " " 19.50 "	39.00
10 shoats " 5.90 "	59.00
4 " " 13.80 "	55.20
8 ewes " 7.20 "	57.60
8 " " 8.00 "	64.00
7 " " 21.50 "	150.55
1 Ram	4.20
1 Jersey cow 5-yr. old (56.00)	56.00
1 " " 3 " "	40.00
	<u>\$641.77</u>

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William T. Green, admin-

Entry.

In the Probate Court, Union County, Ohio,
Oct. 21-1929

Sale of personal property, confirmed.

The Administrator of the above named decedent having filed his return of the sale of personal property of said decedent, and the Court having carefully examined the same, finds said proceedings in all respects regular and in accordance with law, and, therefore approving and confirming same.

W. B. Husted, Probate Judge

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MC MANUS-THOUF CO., TOLEDO, OHIO-79204

1165-9
Oct. 15th
1929

In the matter of the Estate of Louis Chirsa, Deceased,
Petition to Sell Personal Property, at Private Sale,
Probate Court, Union County, Ohio.
no. 1165-9.
Private Sale of Personal Property,
Petition.

To the Judge of said Court:
The undersigned Fred Chirsa, Administrator of the estate of Louis Chirsa late of said County, deceased, respectfully makes application for 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 sale would be for the advantage of said estate for the following reasons: That he has an offer to sell a stock of goods as a whole.

Dated Oct. 15th 1929.
Fred Chirsa, Adm.

The State of Ohio, Union County.
Fred Chirsa being duly sworn, says, that the various matters & things contained in the foregoing application, are true, as he truly believes.
Fred Chirsa.

Sworn to before me, and signed in my presence this 15th day of Oct. 1929.
C. W. Wasted, Probate Judge.

Schedule-

Furniture & Equipment in confectionary stor-room	\$ 1221.75
Merchandise in same building	1070.89
	<u>\$ 2292.64</u>

Affidavit on application to sell
at less than the appraised value.

The State of Ohio, Union County.
The undersigned being first duly sworn say that they are disinterested in the estate of Louis Chirsa deceased, that they have examined the property mentioned in the foregoing application & have also examined the inventory and appraisement thereof; that said property cannot be sold at its appraised value, and, that it

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

will be for the interest of said estate to sell the same at a less price, as they truly believe.
Fred Chirsa

known to before me and signed in my presence, this 15-day of Oct. 1929.

W. H. Husted, Probate Judge

Probate Court, Union County, O.

Oct. 15- 1929.

authorizing Private Sale.

authorizing Private

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 Fred Chirsa 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 30 days from this date and forthwith after such sale is made and this cause is continued.

W. H. Husted,

Probate Judge

Order of Sale, Personal Property.

Probate Court, Union County, Ohio.

vs. 1168-9

Order of sale.

To, Fred Chirsa.

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 to-wit:

Chattels

Furniture & Equipment in the

Confessionary Store

1221.75

Stock of Merchandise

1070.89

\$ 2292.64

MC MANUS-THROUP CO., TOLEDO, OHIO

Said

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Return

The says hereto on being

Bill of Stock Sale

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Sale of Personal Property

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

Said sale to be on 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 15th day of Oct. 1929.
W. W. Husted, Probate Judge

Return

Return

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

The undersigned administrator of said estate says that in obedience to the order of said court hereto attached, he sold personal property on the 15th day of Oct. 1929 for the sum of \$2292⁶⁴ being not less than the appraised value of the same.

Dated this 15th day of Oct. 1929.
Fred Chirsa

Bill of Sale

Bill of Sale of Stock, furniture & equipment. \$2292.64. Earl Chirsa 2292⁶⁴

The State of Ohio, Union County,

Fred Chirsa, Adm. of the estate of Louis Chirsa 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 he could get for the property.
Fred Chirsa

Sworn to before me and signed in my presence this 15th day of Oct. 1929.

W. W. Husted Probate Judge

Sale of Personal Property: Probate Court, Union County, O. Oct. 15th 1929.
Sale of Personal Property confirmed.

The administrator of the above named decedent having filed his return of the order heretofore issued for probate, 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 approves and confirms the same.

W. W. Husted Probate Judge

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

MC MANUS-TRUP CO., TOLEDO, OHIO

11667
Oct. 15-

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

1929 Willard Winter administrator
of the estate of John E. Elliott
deceased.
Plaintiff

no. 11667

Olin A. Elliott
P. H. Elliott
Pearl Elliott
Arthur Elliott
Lennis Elliott
Maye Elliott
Public Trustee
The Union County
Savings & Loan Company.
Defendants

Civil action
Petition
to
See Real Estate.

Petition.

The Plaintiff represents that he is the duly appointed and qualified administrator of the estate of John E. Elliott late of Union County, Ohio, deceased; that the amount of debts due from the deceased, is five hundred and ^{no}/₁₀₀ Dollars, or near as can be ascertained that the charges of administration of said estate will amount to about one hundred and twenty-five and ^{no}/₁₀₀ Dollars; that the total value of the personal estate and effects of said deceased, is but two dollars being wholly insufficient to pay the debts and costs aforesaid.

Petition

The plaintiff further represents that said John E. Elliott died seized in fee simple and the owner of the undivided one-half interest of the following described real estate, situate in the County of Union and State of Ohio to-wit:

Being lots no. 135, 136-137, 138, 139, 140, 141, 142, 143 ^{and}
144 of what is known as the Suddeth's Addition to the village of Peonia in Liberty Township, Union County, Ohio.

Also, the following real estate situated in said village, Township, County & State and described as follows:

Beginning at the north-west corner, of a tract of land owned by William Lucas; thence running in a westerly direction 135 feet to a stake; thence in a southerly direction 165 feet to a stake; thence in an easterly direction 135 feet to the lands

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

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owned by William Lucas; thence in a northerly direction 165 feet to the place of beginning, and situated on Central Ave.,

The said decedent died leaving the defendant Olive A. Elliott his widow who is entitled to dower in the undivided one-half interest in said premises and who is the owner in fee of the remaining undivided one-half interest in said premises

And the defendants P. H. Elliott, Pearl Elliott, Arthur Elliott, Lewis Elliott, Brodie Parthenon and Hazel Pierce are the only children and heirs at law of said decedent, having the next estate of inheritance from said John E. Elliott deceased in said premises; that the Defendants, The Union County Savings and Loan Company has or claims to have some lien or claim against said real estate.

The Plaintiff therefore prays that the dower of said Olive A. Elliott in said premises, may be assigned and set off to her; that the rights, interests and liens of the said The Union County Savings & Loan Company 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 statutes in such cases made, and provided, and for all other proper orders and relief in the premises

Petitioner

The State of Ohio, Union County, ss.

Oath

Willard Winter the witness 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.

Willard Winter

Sworn to before me and signed in my presence this 2-day of Oct. 1929.

Maud Myers, Notary Public

Probate Court, Union County, Ohio,

Civil action

Receipt

Receipt

To the Judge and Ex-officio clerk of said Court: Issue summons for said Hazel Pierce Indorse "action to sell real estate to pay debts" Defendant directed to the Sheriff of Mercer County returnable according to law.

Mrs. L. Myers

Petitioner's atty.

11667

MC MANUS-TRUP CO., TOLEDO, OHIO - 72101

MC MANUS-TRUP CO., TOLEDO, OHIO

11667

In the Probate Court of Union County, Ohio.
October 15th 1929

Journal Entry.

Filing Petition

Filing Petition to Sell Real Estate.

This day came the plaintiff Willard Winter, adm. of the estate of John E. Elliott deceased, and presented to this court his petition duly verified, praying an order for the sale of real estate of the said John E. Elliott 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: & this cause is continued.

W. H. Husted, Probate Judge

Summons on Petition to Sell Real Estate.

Summons

The State of Ohio, Union County, Probate Court.

You are commanded to notify Hazel Pierce, that on the 15 day of Oct. 1929, Willard Winter adm. of the estate of John E. Elliott 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 16 day of Nov. 1929, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 28 day of Oct. 1929.

Witness my hand, and the seal of said Court, this 15 day of Oct. 1929.

W. H. Husted
Probate Judge

Sheriff's Return

Sheriff's Return

The State of Ohio, Union County.
Returns this writ, Oct. 17-1929, at 10. a.m.
& pursuant to its command, and with diligent search I could not find the within Hazel Pierce in my bailiwick.

J. M. Betz, Sheriff
By J. L. Brubaker, Deputy
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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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In the Probate Court Union County, Ohio
v. *Wainor*

Wainor The undersigned defendants named in the above entitled cause, do hereby voluntarily enter our appearance herein and do hereby waive the issuing and service of summons and process therein.

Oliga Elliott

P. J. Elliott

Lena Elliott

L. B. Elliott

Arthur Elliott

Mrs Debbie Carthens

Summons

Summons on Petition to Sell Real Estate

The State of Ohio, Mercer County, Probate

you are commanded to notify Hazel Pierce of the County, Ohio, that on the 16 day of Oct. A.D. 1929 Melard Winter adm. of the estate of John P. Elliott 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 7 day of Dec. 1929 said petition will be taken as true and an order granted accordingly.

Said Sheriff will make due return of this writ on the 18 day of Nov. 1929.

Witness my hand and the seal of said Court this 7 day of Nov. 1929.

W. M. [Signature] Probate Judge

Sheriff's Return

Sheriff's Return

The State of Ohio Mercer County

Received this writ Nov. 8-1929 at 1-30 P.M.

and pursuant to its command on Nov. 8-1929

I served the within named Hazel Pierce by personally handing to her a true and certified copy of this writ thereof

Geo. M. Betz Sheriff

By John Buchanan Deputy

Sheriff's Fee

Sett Ret. 75

44 miles 3.52. Total \$4²⁷

Wainor

Wainor

The undersigned defendant named in the above entitled cause, do hereby voluntarily enter appearance herein and do hereby waive the issuing and service of summons and process therein

Mrs. Hazel Pierce

11667

MC MANUS-THOMP CO., TOLEDO, OHIO-79201

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Entry ordering appraisement.

This day this cause came on to be heard upon the petition evidence and answer and cross petition of the defendant, Oliver A. Elliott and the court, being fully advised in the premises find: that all the defendants have been duly and legally served or have voluntarily entered their appearance herein and are properly before the Court and are in default for answer or answer, excepting the widow, the defendant Oliver A. Elliott; that the allegations of the petition are true, and that it is necessary to sell the real estate of the said deceased, described in the plaintiffs petition to pay his debts.

The Court further find that the defendant, Oliver A. Elliott is the owner of the undivided one-half interest in the real estate in the petition described, and, as the widow of the deceased, is entitled to dower in the undivided one-half interest in which the deceased died seized; that she, by her answer and cross petition herein filed waives the assignment of her dower in said premises and her homestead therein by metes and bounds or in rents and profits, and consents to the sale of the said premises free from her dower or homestead interest therein, and consents that the Administrator may as such Administrator sell her undivided one-half interest in said real estate with and at the time he sells the portion owned by the deceased, and elects to take whatever interest has or may have in said real estate in money, out of the proceeds of said sale.

It is therefore ordered by the Court that Floyd Sears, Murray Blackwell and Ford Montgomery, 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 real estate, as a whole and free from any dower, interest or other interest, claimed therein by the said Oliver A. Elliott, as widow or otherwise, at the true value of said real estate in money.

It is further ordered that said appraisers, be sworn, as required by law and afterwards upon actual view of said premises, perform the duties required of them and make return of their proceedings in writing to the Court within ten days of this cause is continued.

W. H. Husted, Probate Judge

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MC MANUS-THOMP CO., TOLEDO, OHIO

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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Answer and Cross-Petition.

Answer

Cross-Petition

In the Probate Court Union County Ohio,
 now comes Olivia A. Elliott one of the defendants named in
 the above entitled cause, and voluntarily enters her
 appearance herein, and for answer to the plaintiff's
 petition says that she is the widow of the said
 John C. Elliott deceased, and as such is entitled to dower
 in the undivided one-half interest in the premises
 described in the said petition; that her age is 73 years,
 and she consents to the sale of the said
 premises as prayed for, and waives the assignment
 of her dower in said premises by metes and bounds
 or in rents, issues and profits.

Cross-Petition.

Cross-Petition

For Cross-Petition this defendant says that the said
 decedent left her as his widow and composing a
 part of his family; that she is still his widow, and
 unmarried, that the decedent and she made,
 executed and delivered to the defendant, The Union
 County Savings & Loan Company, a mortgage on the
 whole of the premises described in the plaintiff's
 petition to secure the payment of a promissory note,
 and that she joined with her said husband in the
 execution of the said note and mortgage as surety
 only.

That she is the owner in fee simple of the
 undivided one-half interest in said real estate
 and that she and her husband were using
 and occupying the said real estate as a homestead;
 and that she is still residing therein and as
 such widow is entitled to a homestead in said
 real estate.

That she waives the assignment of her homestead in
 said real estate by metes and bounds as provided by
 law, and consents that the said administrator may sell
 the whole of the said real estate, as a whole,
 including any and all interest, right, title
 or claim, that she may have therein, and that
 he may convey the whole of the said real estate
 and her interest therein as such administrator
 and that in lieu of any interest she may have
 therein, she may receive the value thereof out of
 the proceeds received from the sale thereof.

Wherefore this defendant prays that the said
 premises as described in the plaintiff's petition may be
 sold free of her dower and homestead therein, or any
 other right, title or interest that she has therein, and
 that the value of her interest therein may be

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MC MANUS-TRUP CO., TOLEDO, OHIO-79701

11667 determined, allowed, and paid to her, in money out of the proceeds of the sale, as the court may determine, including an amount not exceeding \$500.00 in lieu of her homestead and for such other and further relief in the premises as the court may deem just and reasonable.
Oliver Elliott

Oath State of this Union County, ss.
Oliver A. Elliott being duly sworn, says that the facts stated and the allegations made and contained in the foregoing answer and cross-petition are true, as she believes
Oliver Elliott

Sworn to before me, and signed in my presence, this 2 day of October 1929.
Floyd K. Sears Notary Public

Cross-Petition

of Union Co.

Sav. & Loan Company

Cross-Petition of the Union County Savings & Loan Co.

Probate Court of Union County, Ohio
First Cause of Action.

Now comes the defendant, The Union County Savings & Loan Company, and says that it is a corporation duly organized under the laws of the State of Ohio, with its place of business located in the Village of Mansfield, Ohio.

The defendant for its first cause of action in the cross-petition to the petition of the plaintiff says there is due and owing to the said The Union County Savings and Loan Company from the said William Winter, as administrator of the estate of John E. Elliott deceased, Oliver A. Elliott or Arthur Elliott the sum of one hundred fifty-four and 4/100 (\$154.40) Dollars with interest thereon at the rate of 7 percent from the 1st day of July, 1929, on a promissory note, a copy of which, with all credits and endorsements is hereto attached, marked "Exhibit A" and made a part hereof.

Second cause of action.

This defendant says that at the time of delivery of said note, and to secure the payment of the same, the defendant Oliver A. Elliott and the said John E. Elliott duly executed and delivered to this defendant their mortgages deed, conveying the premises described in the petition of the plaintiff.

Said mortgages was condition, among other things, upon the payment of the said sum of five Dollars per month and upon the failure to make such

MC MANUS-TRUP CO., TOLEDO, OHIO

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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payments for a period of eight weeks. then at the option of the said holder of said mortgage the entire amount of said loan then remaining unpaid shall forthwith become due and collectable and this mortgage shall become absolute.

This defendant avers that said monthly payments is more than eight weeks past due, and it now exercises its option and said mortgage becomes absolute.

This defendant avers that on the 8 day of November, 1926, at 10:40 a.m. said mortgage was duly left for record in the office of the Recorder of Union County, Ohio, and was duly recorded in Vol. 94 page 474 of the records of mortgages in said County.

This defendant, The Union County Savings and Loan Company, therefore, prays for judgment against the said Willard Winter as administrator of the estate of John E. Elliott, deceased, Oliver A. Elliott, Arthur Elliott in the sum of \$154⁴¹ with interest at the rate of 7% per annum from the 1st day of July, 1929, and that said premises be sold, as prayed for in the petition, and the first money to be applied to the payment of said judgment, and for such other relief as this defendant may be entitled to.

John W. Dailry
attorney for the def.

Oath

State of Ohio, Union County, ss.

Pearl W. Hoop, being duly sworn, says he is the Secy. of the Union County Savings and Loan Co. and duly authorized in the premises to make this affidavit: that the facts stated and allegations contained in the foregoing Cross-petition are true, as he verily believes.

Pearl W. Hoop

Sworn to before me, and subscribed in my presence, this the 19- day of November, 1929.

John W. Dailry (Seal)
Notary Public

order of appraisement

Order of appraisement.

The State of Ohio, Union County, ss. Probate Court
In re: Willard Winter, Executor.

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 E. Elliott, dec'd an Plaintiff and Oliver A. Elliott et al. are

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

MC MANUS-THROUP CO., TOLEDO, OHIO

11667

Defendants, you, are commanded by the oaths of
 Floyd Sears, Murray Blackwell, & Noel Montgomery,
 judicious disinterested men of the vicinity, not of kin to
 the petitioners 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 from the dower estate of Ohio A. Elliott therein, to wit:

Being lots No. 135, 136, 137, 138, 139, 140, 141, 142, 143
 and 144, of what is known as the Suddeth's Addition
 to the village of Perna, in Liberty Township, Union Co. Ohio

Also the following real estate situated in said village
 Township, County and State and described as follows:

Beginning at the north-east corner of a tract of land
 owned by William Lucas: Thence running in a westerly
 direction 135 feet to a stake: thence in a southerly direction
 165 feet to a stake: thence in an easterly direction 135
 feet to the lands owned by William Lucas: thence in a
 northerly direction 165 feet to the place of beginning
 and situated on Central Ave.

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 Nov. 1929.

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, 1929.
 Willard Hunter

Oath of appraisers

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.
 Murray Blackwell, Noel Montgomery, Floyd Sears, Appraisers

prom. to inform me, and signed in my presence,
 this 19th day of November, 1929.

Wm. L. Myers, Notary Public

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Appraiser's Return

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises there described, we the undersigned appraisers, estimate the value of said real estate at Five Hundred Dollars.

Given under our hands, this 19 day of November 1929.

Murray Blackwell, Noel Montgomery, Floyd Sexton Appraisers

Application to sell Real Estate at Private Sale.

Application to sell Real Estate at Private Sale. Probate Court, Union County, Ohio. No. 11667

Private Sale.

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 the said premises can be sold at the appraised value thereof, for cash.

Second,

That the appraised value of the said premises is all that said premises is reasonably worth.

Third,

That to sell at private sale will save the costs and expenses of advertising and offering the same at public sale.

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

Willard Kinter, adm. of the Estate of John E. Elliott, dec'd.

The State of Ohio, Union County.

Date

Willard Kinter 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 21 day of Nov. 1929.

Maud Myers,

Notary Public

Affidavit

Affidavit of Disinterested Person.

Disinterested Person

The State of Ohio, Union County.

Person

Chas. D. Webb, and Norman C. Brown, being duly sworn, say that they know the facts set forth in the application to which this affidavit

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO

11667 is attached: that they have no interest whatsoever 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.

Chas. D. Webb, Norman C. Bower.

Done to before me and signed in my presence, this 21 day of Nov. 1929

Wm. Ward Myers, Notary Public.

Order of Sale.

Free from Dower.

Order of sale.

The State of Ohio, Union County Probate Court, To: Willard Winter, Executor.

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 E. Elliott deceased are Plaintiff and Oliver A. Elliott 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 Oliver A. Elliott widow of John E. Elliott deceased the following described premises to wit:

Being Lots no. 135, 136, 137, 138, 139, 140, 141, 142, 143 and 144 of what is known as the Suddeth's addition to the Village of Peona in Liberty Township, Union County Ohio.

Also the following real estate situated in said Village Township County and State and described as follows:

Beginning at the north west corner of a tract of land owned by William Lucas; thence running in a westerly direction 135 feet to a stake; thence in a southerly direction 165 feet to a stake; thence in an easterly direction 135 feet to the lands owned by William Lucas; thence in a northerly direction 135 feet to the place of beginning and situated on Central Av.

Said Sale to be private, and to be upon the following terms: Cash in hand, in full 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 21 day of November, 1929.

Wm. Husted, Probate Judge.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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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 22 day of November, 1929.

Willard Hunter

Report of Sale

Report of Sale

In obedience to the within order, I sold said premises on the 22 day of November, 1929 to Carl G. Jewell and Helen L. Jewell for the sum of Five Hundred and ^{no}/₁₀₀ Dollars, said sum being the appraised value of the same.

Willard Hunter

Dated the 22 day of November, 1929.

The State of Ohio, Union County.

The above named Willard Hunter 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.

Willard Hunter

Sworn to before me and signed in my presence this 22 day of November 1929.

Maud Myers, Notary Public
Maud Myers

In the Probate Court, Union County, Ohio
No. 11667

Ordering Sale

Journal Entry, Ordering Sale

This day this cause came on to be heard upon the return of the order of appraisement heretofore issued herein and the application of the plaintiff to sell the real estate at private sale, and on consideration thereof the Court find that the said plaintiff in his appointment as such Administrator has given sufficient bond to cover this action, which bond is hereby approved.

That the proceedings and the appraisement of the said real estate is regular and as heretofore ordered by the Court and which is approved and confirmed, and the said Olin D. Elliott the widow of the said deceased, having by her answer waived her dower interest in said real estate and any other interest she has therein or entitled to, asks that the said real estate be sold as a whole free from her interest or

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

MC MANUS-TRUP CO., TOLEDO, OHIO

11667 down therein and the Court finding that it would be for the best interest of all parties to sell the said real estate at private sale.

Therefore, be and it is hereby ordered, that the said plaintiff as such administrator proceed to sell said real estate, as a whole, free from the donor or any other interest the said Olive A. Elliott has, or may have therein, at private sale, for not less than \$500.00 (the appraised value thereof) and for cash on day of sale.

And the said plaintiff is ordered to make return of his proceedings immediately after sale is made, and this cause is continued for further orders.

Witness my hand and seal of the Court this 21st day of November, 1929.

Probate Court Union County, O.

November, 21- 1929

Confirming Private Sale and Distributing Proceeds.

Confirming Private

sale. This cause came on the day to be heard upon the report of the plaintiff of sale made to Paul G. Jernall and Helen L. Jernall for the sum of Five Hundred Dollars as hereinbefore ordered, and the proceedings appearing in all respects regular and in conformity to law they are hereby approved, and confirmed.

And the said Willard Hunter adm. is ordered to execute and deliver to the said purchaser a good and sufficient deed for the premises so sold.

And the said Olive A. Elliott having by her Answer elected to receive in lieu of her donor or other interest its value in money, the Court finds the just and reasonable value thereof to be

It is further ordered, that satisfaction of the mortgage of the Union County Savings and Loan Company of Marysville, Ohio, herein set forth in the petition be entered on the record thereof in the office of the recorder of Union County, Ohio, where it is (Vol. 94 page 474) recorded.

And the Court coming now to distribute the proceeds of said sale amounting to \$500.00 (the said purchaser having elected to pay the same in cash, and the Court approving the same as being for the best interest of said estate):

It is ordered, that said administrator out of the money in his hands pay:

First: To the Treasurer of this County the taxes.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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penalty, and interest against said property to wit:
the sum of \$72²⁰

Second

The costs and expenses incurred in the sale
of said property amounting to the sum of \$73²⁷
as follows:

a. The Court costs. \$23²⁷

d - surveyor ✓

E. Mrs. L. Myers atty. for Plff. the sum
of \$50⁰⁰

Third:

To Olivia A. Elliott, widow the sum of \$145³⁶
which the Court finds to be the value of her interest
in said premises (she having by her will
elected to receive in lieu of dower its value in money)

Fourth:

To The Union Co. Sav. and Loan Co. on the note
of Mtg. set forth and described in its cor-
petition herein the sum of \$158⁷⁹ which the Court
finds to be the amount due it; and.

It is ordered, that the balance of said fund
amounting to \$50³⁸ be accounted for by said
Administrators according to law.

W. H. W. W. W.

Probate Judge

MC MANUS-TRUP CO., TOLEDO, OHIO - 79201

MC MANUS-TRUP CO., TOLEDO, OHIO

11610

July 15th
1929

Petition To Sell Real Estate.

In the Probate Court Union County, Ohio.

Case No. 1160

Petition.

Case No. 11610

Edgar E. Hoffman, Executor
of the Estate of
James F. Hoffman.
Deceased
Plaintiff

Ida May Hoffman, widow.

Edgar Hoffman.
Roy Hoffman.
Eugene Hoffman.
Alma Bonelli
Fay Guy
Wazyl Holt.
Dwight Holt.
Orville Holt.
Chalmers Holt.
Frank Bavis
Jay Bavis
Rudolph Bavis
Fay Bavis
Joseph Bavis
Helen Hoffman
Howard Hoffman.

The Northwestern Mutual
Life Insurance Co.

Defendants.

Now comes the Plaintiff and files this his
Petition for sale of real estate to pay debts, and
represents that he is the duly appointed and
qualified Executor of the estate of James F. Hoffman
late of Union County, Ohio, deceased; that the
amount of debts due from the deceased, is
about \$7600⁰⁰ as near as can be ascertained;
that the charges of administration of said estate
will amount to about \$700⁰⁰; and that the
total value of the personal estate and effects of
said deceased, is but \$1365⁰⁰ being wholly
insufficient to pay the debts and costs aforesaid.

The plaintiff further represents that said
James F. Hoffman died seized in fee simple

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MC MANUS-TRUMP CO., TOLEDO, OHIO - 79201

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of the following described real estate, to-wit:

First Tract:

Situated in the County of Union and State of Ohio, and Township of Jackson, and being part of Survey nos. 10704 and 10705 and bounded and described as follows:

Beginning at a stone and tile in the East line of Survey nos. 10704 and 10705, and center of the Woodland Road (and 100 poles N. $7^{\circ} 30'$ West from the Southeast corner of said Survey); thence with the said Survey line and center of the Woodland Road, N. $7^{\circ} 30'$ W. 189.10 poles to a stake and tile;

thence South 84° W. 58.80 poles to a stake and tile in the easterly line of the lands of the New York, Pennsylvania and Ohio Railway; thence with said Railway line S. $32^{\circ} 30'$ W. 24.50 poles to a stake and tile and fence post being the Northwest corner of the J. H. Tress lands; thence with the north line of said lands and containing the same corner with the north line of the William M. Henderson lands N. 84° E. 210 poles to the beginning.

Containing 159.51 acres, more or less.

Being the same premises conveyed to Lattie E. and W. R. Rayl by deed dated March 4, 1905 and recorded in Vol. 93 at page 66, 61, and 62 of the Records of Union County, Ohio.

Second Tract:

Being an undivided $\frac{3}{4}$ interest in the following real estate situated in the County of Union, State of Ohio, and in the Township of Jackson, and bounded and described as follows:

Part of Survey nos. 10704 and 10705:

Beginning at a stone at the intersection of the Huber and the Hazen Gravel Road with the Boundary Road; thence with the center of the first named road, and N. $7^{\circ} 15'$ W. 100 poles to a stone in the southeast corner of land formerly owned by J. R. Parker;

thence with the South line of said land, S. $53^{\circ} 15'$ W. 89.90 poles to a stone in the northeast corner of J. H. Tress's land; thence with the east line of said land, S. $6^{\circ} 30'$ W. 100 poles to a

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO

11610 Stone in the center of the said boundary road: thence with the center of said road N. 83° 15' E. 91.60 poles to the place of beginning

containing 56.75 acres more or less, and being the same premises conveyed by Warranty Deed from Roy Hoffman, and wife and Edgar E. Hoffman, and wife to James F. Hoffman, 3/4 and Jessie F. Hoffman, 1/4. said deed recorded in Union County record of deeds, Vol. 119, at page 44.

The said decedent died on the 4th day of January, 1929 leaving a Will, and said Will was admitted to Probate January 24th 1929, and thereafter on March 13th 1929 the said Ida May Hoffman filed her election and thereby elected not to take under the Will, by reason of all of which the defendant, Ida May Hoffman, widow of said decedent, who is 60 years of age, is entitled to dower in said premises.

Said Last Will and Testament, as above referred to, contains the following item, to-wit:

Third:

My farm of 202 acres located in Jackson Township, Union County, Ohio together with my personal property, to go to the following, share and share alike.

Edgar E. Hoffman, Roy Hoffman, Jay Guy Hoffman, Alma Bonale, the heirs of Jesse F. Hoffman, the heirs of Sylvia E. Bevis and the heirs of Ada Holt.

After the dower estate of the widow Ida May Hoffman, the interest in the real estate herein described by Will or under the law is the same.

The defendants, Edgar Hoffman, Roy Hoffman, Jay Hoffman, Alma Bonale, Jay Guy and the minor defendants, Hazen Holt, Dwight Holt, Onalee Holt, Chalmer Holt, Frank Bevis, Jay Bevis, Ralph Bevis, Jay Bevis, Joseph Bevis, Thew Hoffman, and Howard Hoffman are the only heirs at law and next of kin, and legatees of said decedent, having the next estate of inheritance from said James F. Hoffman, deceased, in said premises.

The defendant, The North Western Mutual Life Insurance Co. claims a lien on that part of said real estate herein described as Tract No. 1, by reason,

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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of a mortgage for the principal sum of \$6000. said mortgage dated March 31- 1924. and recorded in Vol. 91 at page 287. of the Union County Record of Mortgages.

Wherefore plaintiff prays that the dower of said Ida May Hoffman widow in said premises may be assigned and set off to her or that said premises may be ordered sold free from dower and in lieu thereof a reasonable amount be paid the widow in lieu of said dower interest; that the rights interests and liens of the said The Northwestern Mutual Life Insurance 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 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.

F. Le Roy Allen Atty. for Plaintiff.

State of Ohio, Union County ss

On the

Edgar E. Hoffman Esq. the within named plaintiff being duly sworn says that the various matters herein set forth in said Petition are true to the best of his knowledge and belief
Edgar E. Hoffman.

Sworn to before me and signed in my presence this 16th day of July 1929.

F. Le Roy Allen Notary Public

In the Probate Court of Union County Ohio.

July 16- 1929.
No. 11610.

Journal Entry.

July Petition to Sell Real Estate.

This day came the Plaintiff Edgar E. Hoffman Executor of the estate of James F. Hoffman dec'd. and presented to this Court his petition duly verified praying an order for the sale of real estate of the said James F. Hoffman 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 pending and prayer of the said petition and of the time in which they are required by law to answer the same.

MC MANUS-TRUP CO., TOLEDO, OHIO - 79201

11610

to, given to each of the said defendants; & this cause is continued.

W. H. Husted, Probate Judge

Answers

Answer of Widow

Probate Court, Union County, Ohio.
No. 11610.

and now comes Ida May Hoffman, 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 James F. Hoffman deceased, and as such is entitled to her dower in the premises described in said petition, that her age is 60 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 accorded and paid her in lieu thereof out of the proceeds of the sale by such sum of money as the Court deems the just and reasonable value of her dower interest in said real estate.

Ida May Hoffman

The State of Ohio, Union County.

Oath

Ida May Hoffman, being duly sworn, says that the statements in the foregoing answer are true, as she verily believes

Ida May Hoffman

Sworn to before me and signed in my presence, this 29th day of July, 1929.

J. A. Hoopes, Notary Public.
C. A. Hoopes

Summons on Petition to Sell Real Estate

Summons

The State of Ohio, Union County.
To the F. Le Roy Allen Attorney,

Probate Court

you are hereby commanded to notify the following minors to wit:

Frank Bevis, Jay Bevis, Ralph Bevis, Fay Bevis, Joseph Bevis, Hagar Bolt, Dwight Bolt, Onaloe Bolt, Chalmers Bolt, Mrs. Hoffman, and Howard Hoffman, who are minors 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 16 day of July, 1929, Edgar C. Hoffman, Ex. of the estate of

MC MANUS-TRUP CO., TOLEDO, OHIO

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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James F. Hoffman, deceased, 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 purpose of paying debts, and that unless they answer by the 20-day of August, 1929, said petition will be taken as true, and an order granted accordingly.

Said F. LeRoy Allen, will make due return of this writ on the 29-day of July 1929.

Witness my hand and the seal of said Court, this 16-day of July, 1929.

W. Husted Probate Judge

Sheriff's Return

Sheriff's Return

The State of Ohio, Union County.

Received this writ July 17- 1929, at 9 a.m. P.M. on the day, and in the manner hereinafter named. I served the same on the within named defendants, viz:

July 17- 1929 on Frank Benis, Jay Benis, Ralph Benis, Fay Benis, Joseph Benis, Hazel Holt, Dwight Holt, Chalmer Holt, Theo Hoffman, & Howard Hoffman, on July 23- on Orville Holt, by personally handing them the same.

July 17- 1929 on Frank Benis the father of the said Frank Benis, Jay Benis, Ralph Benis, Fay Benis, and Joseph Benis, by personally handing him the same.

July 17- 1929 on Elmer Holt the father of the said Chalmer Holt, by leaving the same at his residence.

July 17- 1929 on Anna Hoffman Benis the mother of the said Howard Hoffman, and Theo Hoffman, by personally handing her the same.

July 17- 1929 on Thomas Drake, the person with whom lives the said Hazel Holt, by leaving the same at his residence.

July 17- 1929 on Mr. Linneman, the person with whom lives the said Dwight Holt, by personally handing him the same.

July 23- 1929 on Fay King, the person with whom lives the said Orville Holt, by leaving the same at his residence.

F. LeRoy Allen, Minn Co. Ohio
By, Robert F. Allen

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO

11610 Sheriffs Fees.
Dues & Ret. 70
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Warrant

Warrant of Summons.

Probate Court, Union County, Ohio.

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.

July 17-1929

Edgar E. Hoffmann

Roy Hoffmann

Ray Hoffmann

Alma D. Bonelli

Jay F. King

Answer^{ans.}

Answer^{ans.} Cross-Petition

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of the

Northwestern Life Ins. Co.

Petition

Answer

Now comes the Northwestern Mutual Life Insurance Company, one of the defendants in the above entitled cause, and waives the issuance and service of summons and files herein its answer, and cross-petition, and for answer says:

That it is a corporation incorporated and doing business under the laws of the State of Wisconsin with its principal office and place of doing business at Milwaukee Wisconsin, but knows nothing of the other matters and things set forth in the petition of the plaintiff and therefore denies each and every other allegation therein contained.

Cross-Petition

First Cause of Action:

By the way of Cross-Petition and for a first cause of action this defendant, The Northwestern Mutual Life Insurance Company, says that on the 31 day of March, 1924, James F. Hoffmann then in full life, executed and delivered to the Northwestern Mutual Life Insurance Company his certain promissory note, a copy of which with the endorsement thereon, is,

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hereto attached, marked Exhibit A, and made a part of this cross-petition.

The Northwestern Mutual Life Insurance Company is now the owner and holder of said note, in which there is due the sum of \$6000⁰⁰ with interest at the rate of 5 1/4% per annum, payable semi-annually from the 28 day of March 1929, which said sum with interest as aforesaid and costs. This answering defendant claims

Second cause of action

Second cause of action:

This answering defendant, The Northwestern Mutual Life Insurance Company, adopts and makes a part of its Second Cause of action each and all the allegations of the first cause of action the same as if fully re-written herein, and further says that at the time of delivering said promissory note described in the first cause of action herein, and hereto attached marked Exhibit A, and to secure the payments of the same, the said James F. Hoffman and Ida M. Hoffman, his wife, being the same identical person as Ida May Hoffman, one of the defendants herein, executed and delivered to The Northwestern Mutual Life Insurance Company their certain mortgages deed conveying to The Northwestern Mutual Life Insurance Co., the following described real estate:

Situated in the Township of Jackson, County of Union, State of Ohio, to-wit:

a tract of land situated in Survey No. 11704^{2d} 10705 and bounded and described as follows: Beginning at a stone and tile in the east line of said survey and in the middle of the Woodland Road at a point one hundred poles north seven degrees thirty minutes west from the south East corner of said Survey and thence running with a line of said Survey and with the middle line of said Woodland Road north 7° 30' West 189 and 10/100 poles to a stake and tile; thence south 84° West 5-8 8/100 poles to a stake & tile in the easterly line of the lands of the New York, Pennsylvania and Ohio Railway Company; thence with said easterly line south thirty two° 30 minutes West 241 5/100 poles to a stake, tile and iron post, being the Northwest corner to the J. C. Freese lands, and thence with the north line of said lands continuing the same corner with the north line of the

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Nellis M. Henderson. land north 84° E. 200.10 poles to the place of survey.

Containing one hundred fifty nine ⁹⁰ fifty one / 100 acres, more or less, and being the same premises an undivided one-half of which was conveyed to said James F. Haffman, by Sarah L. Haffman by deed, dated Sept. 8, 1908 and recorded in Volume 98 of Deeds, page 744 of the Deed Records of said County.

The premises above described being the same, identical premises described as Tract One in the petition of the Plaintiff.

On the 12. day of April, 1924, at 11.20 O'clock A.M. said mortgage deed was duly left for record, at the office of the recorder of Union County, Ohio, and was duly recorded in Volume 91, page 287 of the Mortgage Records of said County.

Said mortgage was conditioned as follows:

Conditioned however, that if James F. Haffman, one of said parties of the first part, his heirs, executors, Administrators or assigns, shall pay or cause to be paid to the said party of the second part, its successors, or assigns, at the office of said party of the second part in the City of Milwaukee Wisconsin the sum of Six (6) Thousand dollars with interest, according to the terms of a promissory note bearing even date herewith executed by James F. Haffman, one of said parties of the first part, to the said party of the second part; and, shall pay, all taxes and special assessments of any kind that may be levied or assessed with in the State of Ohio, upon said premises, or any part thereof, or upon the interest of the mortgage, its successor, or assigns, in said premises, or upon the note or debt secured by this mortgage, and procure and deliver to said party of the second part, its successor or assigns, at its or their home office, before the day fixed by law for the first interest or penalty to accrue thereon, the official receipt of the proper officer showing payment of all such taxes and assessments; and, so long as any part of the debt hereby secured remains unpaid shall keep the building upon said premises insured against loss or damage, by fire, in some reliable insurance company or companies, to be approved by the said party of the second part, its successor or assigns to the amount of not less than --- dollars, (provided, however, that if the policies of such

MC MANUS-THOMP CO., TOLEDO, OHIO

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insurance contain any condition or provision as to co-insurance the building shall be kept insured for a sufficient amount also to comply with such co-insurance condition), with loss, if any, payable to said party of the second part, its successor or assigns, as its or their interest may appear, and forthwith upon issuance thereof deposit such policies with the said party of the second part, its successor or assigns, and shall keep the building and other improvements on ^{said} premises in as good condition and repair as at this time, ordinary wear and tear only excepted; and shall keep said premises free from all statutory liens; and upon demand (demand) by said party of the second part, its successor or assigns, shall pay all prior liens, if any, which may be found to exist on said property, and all expenses, and attorneys fees incurred by said party of the second part, its successor or assigns by reason of litigation with third parties to protect the lien of this mortgage; all of which said parties of the first part hereby agree to do; then these presents to be void; otherwise to remain in full force.

It is agreed that if the insurance above provided for is not promptly effected and the policies therefor duly deposited, or if the liens, taxes, special assessments, expenses, or attorneys fees above specified shall not be paid as herein before provided, the said party of the second part, its successor or assigns (whether electing to declare the whole indebtedness hereby secured due, and collectible or not) may effect the insurance above provided for, and pay the reasonable premiums and charges therefor, and may pay said taxes and special assessments (irregularities in the levy or assessments thereof being expressly waived), and may pay such liens, expenses and attorneys fees and all such payments with interest thereon from the time of payment at the rate of eight per centum per annum shall be deemed part of the indebtedness secured by this mortgage.

And it is agreed that in case default shall be made in the payment of any installment of said note or of interest thereon when due, or if there shall be a failure to comply with any or either of the terms or conditions of this mortgage, then the said note and the whole indebtedness secured by this mortgage, including all payments,

MC MANUS-THOMP CO., TOLEDO, OHIO-1920

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for taxes, assessments, insurance premiums, liens, expenses, and attorneys fees, herein above specified, shall, at the option of the party of the second part and without notice to the parties of the first part, become due and collectible at once, by foreclosure, or otherwise; and, upon a commencement of a suit in foreclosure of this mortgage or at any time during the pendency thereof, the Court in which such suit is pending, upon application of the party of the second part, its successors or assigns may at once and without notice to the parties of the first part or any person claiming under them appoint a receiver for said premises to take possession thereof to collect the rents, issues and profits of said premises and out of the same to make necessary repairs and keep said premises in proper condition and repair and to pay all taxes and assessments accruing during said receivership and all taxes and assessments unpaid and tax sales remaining unadjudged at or prior to the foreclosure sale, and to pay insurance premiums necessary to keep said premises insured in accordance with the provisions of this mortgage and the expense of the receivership.

And it is agreed that the parties of the first part will repay the party of the second part all reasonable expenses paid in procuring abstracts of title whenever such abstracts shall become necessary to protect the interest or enforce the rights of said parties of the second part, and the amounts so paid with interest thereon from the time of payment at the rate of eight per centum per annum, shall be deemed part of the indebtedness secured by this mortgage; and it is further agreed that in case suit shall be brought to foreclose this mortgage, the said parties of the first part will pay, in addition to the taxable costs, an adequate and reasonable sum, as a solicitor's or attorneys fee, the amount thereof to be fixed by the Court and included in the judgment or decree.

Wherefore, this answering cross-petitioner, The Northwestern Mutual Life Insurance Company, prays that upon the sale of said real estate its rights herein may be protected, that the mortgage herein may be declared to be the first and best lien on the real estate therein described; that said claim of this defendant, be paid out of the proceeds of the sale of said real estate and that it may have all other relief to which it is entitled

MC MANUS-THOMP CO., TOLEDO, OHIO

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either in equity or law.

The North Western Mutual Life Insurance Co.,

By French Crow

Its attorney,

Order

State of Ohio, Union County, ss.

French Crow, being first duly sworn, says that he is the attorney for the above named cross petitioner. The North Western Mutual Life Insurance Co., duly authorized herein, that the said The North Western Mutual Life Insurance Co. is, a corporation, a non-resident of the State of Ohio and that the facts stated and allegations contained in the foregoing answer and cross-petition are based upon written instruments and, are true, as he verily believes.

French Crow.

Done to before me, and subscribed in my presence this 9-day of August, 1924.

Margaret Lawlor Notary Public

Margaret Lawlor (printed)

Union Co., O.

Sept. 29-1924.

Dues Notary \$09.

Exhibit

Exhibit A.

Union County March 31-1924.

For value received, I promise to pay to the order of The North Western Mutual Life Insurance Company at its office in the City of Milwaukee Wisconsin, the sum of Six Thousand Dollars, at the expiration of ten years from the date hereof, with interest thereon from date until paid at the rate of five and one-quarter per centum per annum, payable semi-annually with the privilege at any time after two years, and before maturity of paying one hundred dollars, or any multiple thereof, upon said promissory provided that at least one-half thereof shall run at least five years, and, provided further that sixty days' additional interest shall be paid on any and all such payments in excess of one-half of the original principal made after five years, and before maturity, and, I further promise and agree to pay a reasonable attorneys fee, to be fixed by the Court, in case said principal sum shall not be paid at maturity, or when declared due in accordance with the provisions herein contained, and in case suit shall be brought for the collection of said principal sum, or for the foreclosure of the mortgage given to secure this note.

This note is secured by a mortgage of even date

MC MANUS-THOMP CO., TOLEDO, OHIO-79201

MC MANUS-THOMP CO., TOLEDO, OHIO

11610

business executed by
 James F. Hoffmann & Ida M. Hoffmann, his wife.
 to said The Northwestern Mutual Life Insurance Company on
 lands, in Union County, Ohio, which is the first lien on the
 property therein described; said, in case the interest on this
 note is not fully paid when due, or in case of default
 in the performance of any or either of the terms and
 conditions of said mortgage, the whole indebtedness secured
 by said mortgage shall, at the option of said The North-
 western Mutual Life Insurance Company, become due and
 payable at once without notice
 no payment of the principal of this note shall be
 deemed valid except upon the receipt of the authorized
 officers of said The Northwestern Mutual Life Insurance Co.,
 James F. Hoffmann.

Internal Rev. Stamp in
 the sum of \$120 cancelled.

Exhibit A -
 note

Dated the 31 day of Mar. 1924.

Sept. 24-1924	Received Int. to Sept. 30- 1924
Mar. 26-1925	" " " Mar. 31- 1925
Sept. 28-	" " " Sept. 30-
Mar. 1926	" " " Mar 31- 1926
Sept " "	" " " Sept 30
Mar. 28 1927	" " " Mar 31- 1927
Sept 30 "	" " " Sept 30 "
Apr 7 1928	" " " Mar 31- 1928
Sept. 28. "	" " " Sept 30 - "
Mar 28 1929	" " " Mar. 31- 1929

Compared by E. H. / E. P. July 19-1924

Application
 for
 app. of
 Edm. ad litem

Application for appointment of
 Guardian ad litem.

In the Probate Court Union County, Ohio,
 Case No. 11610.

To the Hon. W. B. Beated, Judge of said Court:
 The undersigned F. LeRoy Allen, attorney for
 Plaintiff, makes application for the appointment of a
 Guardian ad litem for the minor defendants in the
 above entitled case. The defendants Hazel Koch,
 Dwight Holt, Onales Koch, Frank Bevis, Jay Bevis, Ralph
 Bevis, Fay Bevis Joseph Bevis, Thos. Hoffmann and
 Howard Hoffmann are minors and have been duly
 served with summons herein and have neglected,

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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for twenty days, after the return of the summons served upon them, to apply for a Guardian ad litem.

The undersigned suggests that Robert F. Allen who is a suitable person, be appointed as such Guardian ad litem.

Edgar E. Hoffman Esq.
By F. Le Roy Allen
His attorney.

Journal entry:

appt. of
Gdn. ad. litem

Appointment of Guardian ad litem.

This day F. Le Roy Allen, on behalf of 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 said minor defendants have been duly and legally served with summons herein and, that those minor defendants who are over the age of 14 years have neglected for twenty days, after the return of the summons served upon them to apply for Guardian ad litem, it is ordered that Robert F. Allen be, and he hereby is appointed Guardian for the suit for said minor defendants. And now comes the said Robert F. Allen, and, in open Court, accepts said appointment.

Wrt. Husted, Probate Judge

answ. of

Answer of Gdn. ad. litem.

And now comes, the said Dwight Koet, Chalmer Koet, Onalee Koet, Fay Beris, Raeflo Beris, Jay Beris, Frank Beris, Joseph Beris, Howard Hoffman, Thos Hoffman, and Hazel Koet, the minor defendants to the petition in said cause, by Robert F. Allen, 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 20- day of August, 1929.

Dwight Koet, Chalmer Koet, Onalee Koet, Fay Beris,
Raeflo Beris, Jay Beris, Frank Beris, Joseph Beris,
Howard Hoffman, Thos Hoffman, Hazel Koet,
By Robert F. Allen
Guardian ad litem

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

11610

In the Probate Court, Union County, Ohio,
Case no. 11610

Journal entry.

Journal entry 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 also
upon the return of summons issued and the Answer of
Robert F. Allen, Guardian Ad Litem, appointed for the minor
defendants, and the Answer, and Cross Petition of The
Northwestern Mutual Life Insurance Co. as well as the Answer
of Ida May Hoffman, widow of said deceased.

And the Court being fully advised in the premises
finds that all the defendants herein have been legally
served with process and that the Northwestern Mutual
Life Insurance Co., Edgar Hoffman, Roy Hoffman, Guy Hoffman,
Alma Bonelli, Fay Guy and Ida May Hoffman, have
entered their appearance herein in writing and that
all have been notified of the pendency and prayer
of the Petition as prescribed by law.

And the Court further finds that Ida May Hoffman,
widow of said James F. Hoffman, dec'd. prays, as in
her Answer herein set forth, assignment of her
dowry in said premises in metes and bounds
and desires that the same may be sold clear
and free of her said dowry, and that the Court
set off to her out of the proceeds of the sale of said
premises, such a sum of money, as may be just
reasonable in view of her said dowry interest.

The Court further finds that there is due to the
defendant, The Northwestern Mutual Life Insurance Co.,
on its note and mortgage the sum of Six thousand (\$6000-00)
Dollars, with interest at the rate of 5 1/4 % per annum,
payable semi-annually from the 28 day of March, 1929,
and that said mortgage is the first and best lien
on said premises, as in its Answer and Cross Petition
set forth.

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 costs of Administration.

The Court further finds that by inspection
of the terms and provisions in the Last Will and
Testament of the said James F. Hoffman, deceased,
bond by plaintiff is hereby fixed at the sum of
\$15-00-00.

W. H. Husted.

Probate Judge.

MC MANUS-TRUP CO., TOLEDO, OHIO

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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approved: F. LeRoy Allen, attorney for Plaintiff
attorney for Ida May Hoffman.

approved:
French Crow, attorney for
The Mutual Life Insurance Co.

Bond.

Bond. Know all men, by these Presents: That we, Edgar E. Hoffman,
Richmond Ohio, Principal, and Fidelity and Deposit Company
of Maryland, Baltimore Md., Surety, are held and firmly
bound unto the State of Ohio in the sum of Fifteen
Thousand and ^{no} 00/100 Dollars for the payment of which we
hereby jointly and severally bind ourselves, our heirs,
executors, and administrators
Signed by us, and dated at Richmond, Ohio this 12th day
of October 1929.

The Condition of the above Obligation, is such, that
whereas the above bond, Edgar E. Hoffman, was heretofore
duly appointed and qualified by the Probate Court of
Union County, Ohio Executor of the estate of James
F. Hoffman, deceased,

and whereas the said Edgar E. Hoffman, as such
Executor, has filed a petition in said Probate Court, asking
an order for the sale of certain Real Estate of said
decedent, described in said petition:

And whereas said Court, on the 27th day of August 1929
made an order requiring said Executor to execute a
bond, according to the statute in such case
made, and provided,

now if the said Edgar E. Hoffman, executor, as aforesaid:
shall account for all the further assets arising
from the sale of said Real Estate, and what 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.

Edgar E. Hoffman, Fidelity & Deposit Company of Maryland,

By, J. A. Lowell, Attorney in fact.

This Bond, approved, in open Court this 12th day of Oct. 1929
@ W. H. Husted, Probate Judge.

Executed in Presence of
F. LeRoy Allen,
Sturgis A. Cherry.

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

11610

In the Probate Court Union County, Ohio
Case No. 11610

Journal Entry.

Journal Entry. This cause coming on to be further heard, and it heretofore having been found necessary that the real estate be sold as prayed for in said Petition, on motion of the Plaintiff the Court find that it is necessary that the real estate described in the Petition herein be appraised according to law.

Wherefore it is considered and ordered by the Court that Emory Butz, T. G. Zuppan, and Frank Dresser be, three judicious and disinterested men, free-holders of the vicinity, after being first duly sworn, and upon actual view of the premises in said Petition described, appraise the same at its cash value, free from the dower estate of the said Ida May Hoffman, widow, and return the same to this Court for confirmation.

W. H. Husted, Probate Judge

Order of appraisement

Order of appraisement

The State of Ohio, Union County ss.

Probate Court

To Edgar E. Hoffman, Ex. of the estate of James E. Hoffman, Dec'd

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, are Plaintiff and Ida May Hoffman, et al. are Defendants, you are commanded by the oaths of Frank Dresser, T. G. Butz, & T. G. Zuppan, judicious, disinterested men, of the vicinity next 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 Ida May Hoffman, therein to wit:

First Tract.

First Tract:
Situating in the County of Union and State of Ohio, Township of Jackson, and being part of Survey No. 10704 and 10705, and bounded & described as follows:

Beginning at a stone and tile in the East line of Survey No. 10704 and 10705, and center of the Woodland road (containing 100 poles N 7° 30' West from the Southeast corner of said Survey); thence with the said Survey line N 7° 30' West from the center of the Woodland road, N 7° 30' W. 189.10 poles, to a stake and tile; thence South 84° W. 58.80 poles, to a stake & tile in

MC MANUS-TRUP CO., TOLEDO, OHIO

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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the easterly line of the lands of the New York, Pennsylvania & Ohio Railway;

thence with said Railway line S. 32° 30' W. 24.50 poles to a stake and tile and fence post, being the north west corner of the J. H. Treese lands; thence with the north line of said lands, containing the same, course with the north line of the Nellie M. Henderson lands N. 89° E 210 poles to the beginning.

Containing 159.51 acres, more or less.

Being the same premises conveyed by Lottie E. and W. R. Rayl. by deed dated March 14-1925 and recorded in Vol. 93, at page 66, 61 and 62, of the Records of Union County, Ohio.

Same

Second tract:

Tract.

Being an undivided 3/4 interest in the following real estate situated in the County of Union, State of Ohio, and in the Township of Jackson, and bounded and described, as follows:

Part of survey: 25-10704, and 10705;

Beginning at a stone at the intersection of the Hunter and the Hager Lane Road, with the Boundary Road; thence with the center of the first named road and N. 7° 15' W. 100 poles to a stone in the southeast corner of land formerly owned by J. R. Parker; thence with the South line of said land, S. 83° 15' W. 89.90 poles to a stone in the north east corner of J. H. Treese's land;

thence with the East line of said land, S. 6° 30' W. 100 poles to a stone in the center of the said boundary road; thence with the center of said road N. 83° 15' E. 91.60 poles to the place of beginning.

Containing 56.75 acres, more or less, and being the same premises conveyed by Warranty Deed, from Fay Hoffman and wife and Edgar E. Hoffman and wife to James F. Hoffman, 3/4 and Jessie F. Hoffman, 1/4, said deed recorded in Union County, record of Deeds Vol. 119, at page 44.

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

Witness my signature & the seal of said Probate Court at Mansfield, Ohio, this 28. day of Sept. 1929.

(Signature)

W. W. Husted, Probate Judge

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

11610

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 preceding sheets attached.
Dated 1st day of Oct. 1929
Edgar E. Hoffman, Executor

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Oath
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appraisers

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.

J. G. Zupfaw,
E. E. Butz
W. F. Messerbach } appraisers.

Shown to before me and signed in my presence this 1st day of Oct. 1929.

F. Le Roy Allen, Notary Public
F. L. Roy Allen (printed)

For claimed

Order of
Sale the State
Free from
Dower
To Ed

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
free from said dower estate of Ida May Hoffman,
estimated as follows to wit:

First tract, containing 159.57 acres appraised at \$9570.⁶⁰
Second tract undivided 3/4 of 56.75 acres \$2128.¹²
Total \$11698.⁷²

Given under our hands this 1st day of Oct. 1929.
W. F. Messerbach, J. G. Zupfaw, E. E. Butz } appraisers
Fees of appraisers \$2.00

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approving
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Public Sale

Journal Entry: Orders approving appraisement, for Public Sale, Probate Court, Union County, Ohio.

This day came the said Plaintiff, by his attorney
Am. produced, to the Court, the report of an appraisement
herein made, by J. G. Zupfaw, Emory E. Butz, E. Frank Messerbach
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.

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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confirmed.

It is therefore further ordered, that said Edgar E. Hoffmann, as such Executor proceed to law to sell the real estate described in the petition, free from down, at public auction at 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 five weeks consecutively of the terms and place of sale, prior thereto, in some newspaper of general circulation in Union County, Ohio, where said real estate is situated and that he do, and he hereby is authorized to employ an auctioneer to sell said real estate.

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.

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

To Edgar E. Hoffmann, Executor of the Estate of James T. Hoffmann, 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, are Plaintiff and, Ida May Hoffmann, et al. are Defendants, you are commanded, to proceed according to law, to sell, at public sale, for not less than 2/3 the appraised value thereof free from, of Ida May Hoffmann, widow of James T. Hoffmann, deceased, the following described premises, to wit:

First: Situated in the County of Union, and State of Ohio, and Township of Jackson, and being part of Survey No. 10704 and 10705 and bounded and described as follows: Beginning at a stone and tile in the East line of Survey No. 10704 and 10705; and center of the Woodland road (and 100 poles N. 7° 30' West from the South east corner of said Survey); thence with the said Survey line and center of the Woodland road N. 7° 30' W. 157.10 poles to a stake and tile; thence south 84° W. 58.80 poles to a stake and tile in the easterly line of the lands of the New York, Pennsylvania, & Ohio Railway; thence with said Railway line S. 32° 30' W. 241.50 poles to a stake and tile and fence post, being the Northwest corner of the J. K. Tresser lands; thence with the North line of said lands E. containing the same corner with the North line of the Nellie M. Henderson lands N. 84°

MC MANUS-THROUP CO., TOLEDO, OHIO - 79201

11610 E. 210 poles to the beginning
 containing 15.9, 51 acrs. more or less. Being
 the same premises conveyed by Lottie E. and H.R. Rayl.
 by deed dated March 4- 1905; and recorded in
 Vol. 93 at page 66, 61 and 62 of the Records of Union Co. Ohio

Second Tract Second Tract:

Being an undivided $\frac{3}{4}$ interest in the following
 real estate situated in the County of Union, State of
 Ohio and in the Township of Jackson and bounded as
 described as follows:

Part of Survey no. 10704 and 10705:

Beginning at a stone at the intersection of the
 Huber and the Hagen gravel Road with the boundary road,
 thence with the center of the first named road $N. 7^{\circ}$
 $15'$ W. 100 poles to a stone in the South east corner of land
 formerly owned by J.R. Parker; thence with the South line of
 said land $S. 83^{\circ} 15'$ W. 89.90 poles to a stone in the
 northeast corner of J. C. Tress's land;

Thence with the east line of said land $S. 6^{\circ}$
 $30'$ W. 100 poles to a stone in the center of the
 said boundary road; thence with the center of said
 road $N. 83^{\circ} 15'$ E. 91.60 poles to the place of
 beginning.

Containing 56.75 acrs. more or less, and
 being the same premises conveyed by Warranty Deed
 from Roy Hoffman, and wife and

Edgar E. Hoffman, and wife
 to James F. Hoffman $\frac{3}{4}$ and Jessie F. Hoffman $\frac{1}{4}$.

Said deed recorded in Union County record
 of deeds, Vol. 119, at page 44.

Said sale to be at the Court House in Mansfield, Ohio
 & to be upon the following terms:

Cash in hand upon delivery of deeds
 gov. 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 1- day of October, 1929

Edgar E. Hoffman, 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 the 12- day of November, 1929

Edgar E. Hoffman,

Executor.

MC MANUS-THROUP CO., TOLEDO, OHIO

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Report of Sale

Report of

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 5- consecutive weeks prior to the 2- day of November, 1929, 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 1. P. M. I attended at the place of sale, to wit: Court House, at Mansville, Ohio, and offered said real estate for sale, in two separate tracts, first from the above estate of Ida May Hoffmann, therein, when Roy Hoffmann, bid to pay for the first tract the sum of \$7125.00, and Jennie Bixis, bid to pay for the second tract the sum of nineteen hundred dollars, which being the highest and best bid that was offered, and being more than 2/3 of the appraised value of said premises, I then, and there sold the same to them for that sum.

Edgar E. Hoffmann, Ex-

Dated the 12- day of November 1929

Report of Sale

In obedience to the within order, I sold said premises.

The State of Ohio, Union County

On the

The above named, Edgar E. Hoffmann, executor, 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.

Edgar E. Hoffmann, Exr.

Sworn to before me, and signed in my presence, this 12- day of November, 1929.

J. de Royall, Notary Public (J. de Royall)

Legal Notice

Legal Notice

Administrators Sale

In pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale at public auction on Saturday the 2- day of Nov. 1929, at 1. P. M., at the N. door of the Court House, in village of Mansville, Ohio the following described lands

(description see Petitioner etc.)

MC MANUS-TROUP CO., TOLEDO, OHIO-79201

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State of Ohio, Union County.

Cash Personally appeared before me, O. A. Krigley and made oath that the notice, a copy of which is hereto attached, was published for 5 consecutive weeks on and after Oct. 3-1929 in the Richmond Gazette, a newspaper of general circulation in the county aforesaid

O. A. Krigley

I now do before me and signed in my presence this 7th day of November, 1929.

F. Le Roy Allen, Notary Public

Fees \$27⁰⁰

The above premises situated near Woodland Ohio.

First tract appraised at \$9570⁰⁰

Second tract " " 2128¹²

Terms of sale. Cash.

Edgar E. Hoffmann, ex. of James F. Hoffmann, deceased.

F. Le Roy Allen, atty.

E. J. Evans, auctioneer.

In the Probate Court, Union County, Ohio Case No. 11610

approving sale, ordering Distribution

approving sale, ordering Distribution

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 objection to the sale it was submitted to the Court upon such return of sale.

where upon 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 hereby is approved and confirmed.

And it is further ordered that said Edgar E. Hoffmann as such executor make to the purchaser of the First tract Roy Hoffmann a good and sufficient deed for the premises to wit:

Said "First tract" so sold and that said Edgar E. Hoffmann as such executor make to the purchaser of the "Second tract" Lena Bevis a good and sufficient deed for the premises to wit:

"Second tract" so sold.

And the said Roy Hoffmann & Lena Bevis desiring to pay all of said purchase money in cash, said Executor is ordered to accept the same.

And the said Ida May Hoffmann having by her Assent elected to receive in lieu of her dower

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in said finds thereof

And it the m Co. her through being records entered Record And of the As. of the Roy Hoffmann same out of a

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First:

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MC MANUS-TRUUP CO., TOLEDO, OHIO-79204

11610 in said real estate its value in money. the Court finds the just and reasonable value thereof to be as follows - to wit:

Down interest in First Tract value-	\$ 393 ⁴⁰
" " " " Second " "	262.88
Total.	\$ 656 ²⁸

And it further ordered that upon satisfaction of the mortgage of the Northwestern Mutual Life Insurance Co. herein set forth in the Cross-Petition of said Northwestern Mutual Life Insurance Co. said mortgage being recorded in Vol. 91. at page 287. mortgage records of Union County. This cancellation be entered on the record thereof in the office of the Recorder of said County, where it is recorded.

And the Court coming now to the distribution of the proceeds of said sale, finds as follows: As to the distribution of the proceeds of the sale of the First Tract amounting to \$7125⁰⁰ the said Roy Hoffman, purchaser, having elected to pay the same in cash, it is ordered that said Executor out of the moneys in his hands pay

First: First: To the Treas. of this County, taxes, penalties and interest thereon against said property to wit: The sum of \$ 228⁴²

Second: Second: Costs & expenses incurred in the sale of said land, as follows:

1. Probate Court costs amounting to.	\$ 20.45
2. The Richmond Gazette for advertising said property	13.60
3. John Pfan! auctioneer	2.
4. Sturgis Cheney for Bond	18.75
5. The percentage of the Executor	204. ⁵⁰
the sum of	214. ⁵⁰
6. F. Le Roy Allen atty. fees-	214. ⁵⁰
Total	\$ 463. ⁸⁰ \$ 463. ⁸⁰

Third: Third: To the Northwestern Mutual Life Ins. Co. on the note and mortgage set forth in its Cross-Petition herein (the said Edgar E. Hoffman, Executor having heretofore paid to said Northwestern Mutual Life Ins. Co. the semi-annual interest payment in

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

11610 in the sum of \$157.50 or. about Sept. 28- 1929. \$6039.³⁸
from another source) the sum of

Fourth

Fourth:

To Ida May Hoffman, widow, in lieu
of her dower interest in said premises
all of the balance of said selling price
of said First Tract, to wit: the sum of \$293.⁴⁰
Total \$7125.⁰⁰

as to the distribution of the proceeds of the
sale of the Second Tract amounting to
\$1900.⁰⁰ the said Lena Beevis purchaser, having
elected to pay the same in cash, it is ordered
that said Executor, out of the moneys in his
hands, pay

First: To the Treas. of the County,
taxes, penalties, and interest
thereon against said property
to wit: the sum of 76.⁴⁷

Second:

Costs and expenses incurred
in the sale of said land, as
follows:

- 1. Probate Court costs amounting to \$ 20.46
 - 2. The Richmond Gazette for
advertising said property. 13.60
 - 3. John Ryan, auctioneer, the sum of 2.00
 - 4. The percentage of the Executor
the sum of 96.⁰⁰
 - 5. F. Le Roy Allen, attorney fees 96.⁰⁰
 - 6. Sturgis Chaney, for bond. 18.75
- 246.⁸¹

Third: To Ida May Hoffman, widow, the
Court finds the reasonable value
of her dower interest in said
premises, to wit: the sum of \$262.⁸⁰

Fourth:

The balance of said sum to be
distributed by said Executor, as
provided by law, to wit:
the sum of 1313.⁸⁶
Total \$1900.⁰⁰

Approved:

W. Husted, Probate Judge
atty. for Plff.

Ida May Hoffman
atty. for mother's estate
Life Ins. Co.

MC MANUS-TROUP CO., TOLEDO, OHIO

11601
June 15-
1929

John L. Longbray
attorney

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MC MANUS-TRUP CO., TOLEDO, OHIO-79201

11601
June 15-
1929

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

Petition to Sell Real Estate
Petition.

John L. Longhuy
attorney.

Guy D. Mitchell, -advr.
of the estate of
Berry Hamannalt, Deceased.
Plaintiff.

Nettie Thomas, ^{ms.}
E. N. Thomas, her husband.
Charles Hamannalt ^{ms.}
Nettie Hamannalt his wife.
The Overlander Banking Co.
Defendants.

The Plaintiff represents that he is the duly appointed
& qualified advr. of the estate of Berry Hamannalt late of
Union County, Ohio, deceased, that the amount of debts
due from the deceased is Five Thousand and Seven
Hundred Dollars (\$5700.00) as near as they can be
ascertained. Funeral Expenses \$400.00

Judgment Lien	2814.58
Miscellaneous	2485.12
	<u>\$5700.00</u>

Petitioner

that the charges of administration of said estate will
amount to about Five Hundred Dollars (\$500.00)
and that the total value of the personal estate
& effects of said deceased, is but - no - Dollars,
being wholly insufficient to pay the debts and costs
aforesaid.

The Plaintiff further represents that said Berry Hamannalt
died seized in fee simple of the following described
real estate, situated in the County of Union Township of
Dorr, and State of Ohio, ^{ms.} in the Survey of No. 5502, to-wit:

Beginning at a stone in the West line of Survey No.
5502 (S. 107° E. 79 1/2 poles from northwest original
corner) and South west corner to William Black's of 2 1/2
acres; thence with said Black's South line and the
South line of Morgan Savagr. N. 82° 24' E. 138.80 poles
to a stone in place of an Ash, and Hickory north west
corner to D. W. Worby; thence with his West line S.
10° 50' E. 94 poles to a stone to north east corner to
Jeff L. Richey; thence with Richey's north line, S. 82°
W. 139 poles to a stone north west corner to said
Richey in the West line of said Survey No. 5502;

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11601 Thence with said line N. 10° 45' W. 95 poles to the beginning, containing 81 acres and 150 poles more or less.

Second Tract:

Situated in the Township of Dover County of Union and State of Ohio, and known as part of Survey No. 53-02: Beginning at a stake and stone in the west line of land now owned by Samuel Gault, it being the said Survey line; Thence with said line N. 11° 5' W. 60 poles to a stone and water-Beech South east corner to a lot formerly occupied by Mrs. Phillips; thence with said Phillips line S. 81° W. 60 poles to a stake and stone corner to land owned by Gen. Hannan; thence with Hannan's line S. 11° 50' E. 60 poles to a stone and stake; thence N 79° E 60 poles to the beginning.

Containing 22 1/2 acres to the same more or less.

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 estate of said decedent, and that the amount of said appraisement is six thousand one hundred and eighty six and sixty six cents. (\$6,186.66) Total amount of Real Estate appraisement.

Petitioner

The said decedent died leaving no widow who is entitled to dower in said premises; that the defendants

Nellie Thomas ^{W.} H. N. Thomas, her husband,
Charles Hannan ^{E.} Nellie Hannan, his wife

The Ostrander Banking Company, of Ostrander Ohio, also claim a share.

The within named defendants, except the Ostrander Banking Company, are the only legal representatives of said decedent, having the next estate of inheritance from said Berry Hannan, deceased, in said premises, that the defendants the Ostrander Banking Company, a Corporation, organized under the laws of the State of Ohio; that they be compelled to set up their claim or be forever barred.

The Plaintiff therefore prays, that the rights, interests and claims of the said

The Ostrander Banking Company of Ostrander, Ohio, may be fully determined, adjusted, & protected according to equity.

Said Administrator, prays, that the former

MC MANUS-TROUP CO., TOLEDO, OHIO

11601 appraised Court, and the sell at accorded said Real of the and ordered provided in the

The State Guy M. Owen, for the known

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Issue of Bell Ohio of Ostrander to the said R. Sheriff

Filing Petition

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11601

appraisement of said Real Estate may be adopted by said Court for the sale of the same.

and that your petitioner may be authorized and ordered to sell at public sale said real estate from from and according to the statute in such case made and said administrator prays that the former appraisement of said Real Estate may be adopted by said Court for the sale of the same.

and that your petitioner may be authorized and ordered to provide and for all other proper orders and relief in the premises

Guy D. Mitchell

Adm. of the Estate of Berry Hannahalt. Deid.

The State of Ohio, Union County.

Carlo

Guy Mitchell 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

Guy D. Mitchell

Sworn to before me and signed in my presence this 15th day of June, 1929. W. H. W. Probate Judge.

Probate Court Union County, Ohio.
Civil Action.

Pecipe

Pecipe:

To the Probate Judge:

Issue summons for said Nellie Thomas and H. H. Thomas of Bellefontaine directed to the Sheriff of Logan County Ohio. Charles Hannahalt ^{adm.} Nellie Hannahalt, his wife of Ostrander Ohio. The Ostrander Banking Co. Directed to the Sheriff of Delaware County. Endorse action to sell Real Estate to pay debts. Defendants directed to the Sheriff of said County, returnable according to law.

John L. Longway, Plaintiff Attorney

In the Probate Court Union County, Ohio.

June 15th 1929.

No. 11601

Journal Entry.

Filing Petition to Sell Real Estate.

Filing Petition

This day came the plaintiff Guy D. Mitchell adm. of the estate of Berry Hannahalt. and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said Berry

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11601

Berry Hamarralt 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.

Summons

Summons on Petition: Sell Real Estate,
The State of Ohio Union County Probate Court.
To the Sheriff of said County:
You are commanded to notify Nellie Thomas and H. N. Thomas of Bellefontaine that on the 15th day of June, 1929, Guy D. Mitchell, Adm. of the estate of Berry Hamarralt, 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 13th day of July, 1929, 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 June, 1929.
Witness my hand and the seal of said Court this 17th day of June, 1929.
W.H. Husted, Probate Judge.

Sheriff Return

Sheriff Return
The State of Ohio Logan County.
Returns this writ June 18th 1929, at 9 o'clock a.m. and pursuant to the command on June 18th 1929, I served the within named Nellie Thomas and H. N. Thomas by personally handing to each of them a true and certified copy thereof with all the endorsements thereon.

Kenneth Smith Sheriff
By Charles Bentley, Deputy.

Sheriff's Exp.
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11601

Summons

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approving Journal Bond Public Sale

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11661

Summons on Petition to Sell Real Estate

Summons

The State of Ohio, Union County, Probate Court,
 To the Sheriff of said County:

You are commanded, to notify Charles Hannamalt, Nellie Hannamalt, his wife, and
 The Ostrander Banking Co., all located at Ostrander, Ohio,
 that on the 15th day of June, 1929, Guy D. Mitchell
 Adm. of the estate of Berry Hannamalt, 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 13th day of July, 1929,
 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 June, 1929.

Witness my hand and the seal of said Court, this
 17th day of June, 1929. W. H. Husted, Probate Judge.

Sheriff

Return

Sheriff's Return
 The State of Ohio, Delaware Co.
 Received this writ June 17, 1929
 at 10 a.m. and pursuant to its command I
 served the within writ, with all endorsement
 thereon, by personally handing to H. H. Carr President
 of the Ostrander Banking Co.
 Charles Hannamalt av.
 Nellie Hannamalt.

L. Fay C. Main, Sheriff
 By: Fred A. Midway Deputy

Sheriff's Fees
 Service & Ret. 75
 2 names 50
 To Miles 160 Total \$285

approving Bond Public Sale

Journal Entry: Orders approving Bond for Public Sale
 Probate Court, Union County, Ohio,
 July 30 - 1929.

This day this cause came on further to be heard,
 & it appearing to the Court that the said
 Guy D. Mitchell, adm. of Berry Hannamalt, the
 plaintiff above named has given Bond, as heretofore
 ordered, in the sum of Six thousand (\$6000⁰⁰) Dollars;

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11601

herein described: and said levy thereupon because, and still is, the first and best lien on said premises, barring taxes.

Since the levying of said execution the interest on said judgment has been paid to this defendant up to the 10-day of September, 1928; and there is now due this defendant on said judgment, the sum of two thousand eight hundred twenty-four and 14/100 (\$2824¹⁴) Dollars, with interest from said 10-day of September 1928, together with the costs paid by it in procuring said judgment, execution and levy, in the sum of \$9²⁶ with interest thereon from said March 22- 1927.

Wherefore this defendant prays that said premises may be sold and its said claims first satisfied out of the proceeds of said sale.

Harry W. Crist.

Attorney for the defendant.

The Ostrander Banking Company.

State of this Delaware County.

Harry W. Crist, being first duly sworn, says he is attorney for the defendant Corporation, The Ostrander Banking Company, and that the allegations contained in its foregoing cross-petition are true, as he truly believes.

Harry W. Crist

Subscribed and sworn to before me, this 15 day of August, 1929.

Arthur J. White, Secy.

Arthur J. White, Notary Public, in & for Delaware Co. Ohio.

Admiral's Estate Land Sale.

offer at Public auction 24. Aug. 1929

In pursuance of an order of the Probate Court of Union County Ohio, I will offer for sale, at public auction on the 24th day of August 1929, at 1 P.M. at the north door of the Court House in the village of Mansfield Union County, Ohio, the following described real estate:

Situated in the County of Union Township of Dover and State of Ohio, and in the Survey No. 5502 town:

Description

Beginning at a stone in the west line of Survey no. 5502 (S. 10³⁴° E. 79¹/₂ poles from northwest original corner) and south west corner to William Black's lot 1/2 acre; thence with said Black's south line and the south line of Morgan Savage N. 82° 24' E. 138.80 poles to a stone in place of an ash and hickory, north west corner to D.W. Worley; thence with his west line S. 10° 50' E. 94 poles to a stone to north east corner to Jeff L. Richey; thence with Richey's north line S. 82° N. 139 poles to a stone north west corner to said Richey in the west line of said Survey no. 5502; thence with said line,

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11601

N. 10° 45' minutes W. 95' poles to the beginning
Containing 81 acres and 150 poles more or less

Second
Tract.

Second Tract.

Situated in the Township of Down, County of Union
and State of Ohio and known as part of Survey No. 5-8-02:

Beginning at a stake and stone in the west line
of land now owned by Samuel Garntle, it being the said
Survey line: Thence with said line N 11° 5' W. 60 poles to a
stone and water beech south east corner to a lot
formerly occupied by Cyrus Phillips: thence with said Phillips
line S. 81° W. 60 poles to a stake and stone corner to land
owned by Gray Kanamark: thence with Kanamark's line S. 11°
35' E. 60 poles to a stake and stone: thence N. 79° E 60
poles to the beginning

Containing 22 1/2 acres to the same more or less

Appraised as follows: \$6186.⁶⁶
Terms of sale

Wm. D. Mitchell

Adm. of estate of Perry Kanamark. Dec'd

John L. Longrey, Atty. July 31-1929.

Oath

The State of Ohio, Union Co. ss.

Personally appeared before me, Lewis Huber, and made
solemn oath, that the notice, a copy of which is hereto
attached, was published for four consecutive weeks, on
a next after July 31-1929, in the Mansfield Tribune a newspaper
of general circulation in the County, pursuant
Lewis Huber.

Sworn to before me, and signed in my presence this 23 day
of August, 1929.

Wm. D. Mitchell
Lewis Huber, Notary Public

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11601

Motion
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John L.
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Public sale, on the 12
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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11601
Motion ^{or}
Report of
First
advertisement

Motion and Report of First advertisement.
In the Probate Court, Union County, Ohio.
No. 11601.

In obedience to the within order to sell said real estate at public Auction. I caused said real estate to be duly advertised in the Mansville Weekly Tribune according to law and a further notice in the Union County Journal and on the proposed date for said sale, August 24th 1929, after diligent endeavor to sell same. I received no bids on said property and this administrator further asks that I may proceed to advertise said property the second time as provided for according to law (R.S. 10802).

Said administrator further asks that he may be permitted to offer said property upon the same terms and conditions as ordered July 30th 1929.
Guy D Mitchell

Sept. 14-1929.
John L. Longrey,
Attorney for Guy D Mitchell,
Adm. of Berry Hanscomb,
Deceased.

Entry

Entry

This matter coming on to be heard the Court further orders that said sale of the real estate be made as prayed for in the within motion and report of First advertisement, and said sale to be the same terms ^{or} conditions and further act upon the Court's order of July 30-1929 until further ordered.
W.H. Husler, Probate Judge.

Sept. 14-1929

Administrators Land Sale

In pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale, at public auction Public sale on the 12th day of Oct. 1929, at 1 P.M. at the north door Oct. 12-1929 of the Court House in the Village of Mansville, Union County, Ohio, the following described real estate:

Situated in the County of Union Township, of Dover, and State of Ohio, and in the Survey No. 5502 Town:

Requiring ab. a. Stone in the West line of Survey

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO,

11601 no. 5-502 1 S. 10³/₄° E. 79¹/₂ poles from north west original corner and south west corner to William Black's lot of 2¹/₂ acres; thence with said Black's south line and the south line of Morgan Paragon N. 82° 24' E. 138.⁵⁰ poles to a stone in place of an ash and hickory north west corner to D.W. Morley; thence with his west line S. 10° 50' E. 94 poles to a stone to north east corner to Jeff. L. Richy; thence with Richy's north line S. 82° W. 139 poles to a stone north west corner to said Richy in the west line of said Survey no. 5-502; thence with said line N. 10° 45' W. 90 poles to the beginning.

Containing 81 acres and 150 poles more or less.

Second Tract

Second tract:

Situated in the Township of Dover, County of Union and State of Ohio and known as part of Survey no. 5-502:

Beginning at a stake and stone in the west line of land now owned by Samuel Gumble, it being the said Survey line; thence with said line N. 11° 5' W. 60 poles to a stone and water brack southeast corner to a lot formerly occupied by Byrns Phillips; thence with said Phillips line S. 81° W. 60 poles to a stake and stone corner to land owned by Berry Hammett; thence with Hammett's line S. 11° 50' E. 60 poles to a stake or stone; thence N. 79° E. 60 poles to the beginning.

Containing 22¹/₂ acres, be the same more or less

Appraised so persons: \$ 6126.⁶⁶

Terms of Sale: cash.

Buy: D. Mitchell

Adm. of the estate of Berry Hammett, dec'd.

John L. Longley, atty.

Sept. 18-1929

Oath

The State of Ohio, Union County, ss.
 Personally appeared before me, Lewis Huber, and made solemn oath that the notice, a copy of which is heret attached was published for four consecutive weeks on, and next after Sept. 18-1929, in the Weekly Marysville Tribune, a newspaper of general circulation in the county aforesaid, Lewis Huber.

Sworn to before me, and signed in my presence this 10th day of Oct. 1929.

Frederick 17²¹ J. M. Huber, Notary Public

11601

Ordering appraisement

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MO MANUS-THROUP CO., TOLEDO, OHIO-79204

11601

Probate Court, Union County, Ohio.

Oct. 26 - 1929

ordering appraisement

ordering appraisement.

This day this cause came on to be heard upon the petition, evidence and testimony Guy D. Mitchell admr. of estate of Berry Hamarralt. He having offered to sell said Real Estate twice and no bidders, 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 Berry Hamarralt described in the petition, to pay his debts.

It further appearing to the court that the real estate herein ordered to be sold, has been twice offered for sale under the present appraisement if not sold for want of bidders it is now on motion ordered that said appraisement be set aside and a new appraisement of the same be made.

It is ordered that J. Clark Reed, Jas. Mackay, & Pearl Fossey 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 any down estate therein.

It is further ordered that said appraisers do swear 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 29 day of Oct. 1929 and this cause is continued.

W. H. Husted,

Probate Judge.

Order of appraisement

Order of appraisement

The State of Ohio Union County, ss.

Probate Court.

To Guy D. Mitchell, admr. of the estate of Berry Hamarralt, 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 Guy D. Mitchell Administrator of the estate of Berry Hamarralt, deceased, are Plaintiff & Nettie Thomas, et al. are Defendants, you are

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11601 commanded that by the oaths of Pearl Lossry, Elad Reed, and James Mackan, judicious disinterested men of the vicinity not of kin to the petitioner, who are fee 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 from the debts estate of Berry Hanarract therein tomb:

Situated in the County of Union, Township of Dover and State of Ohio, and in the Survey of No. 5502, tomb:

Beginning at a stone in the West line of Survey No. 5502 (S. 10° 4' E. 79 1/2 poles from northwest original corner) and south west corner to William Black's lot of 2 1/2 acres; thence with said Black's South line and the south line of Morgan Savage N 82° 24' E. 138.80 poles to a stone in place of an ash and hickory north west corner to D. W. Proby; thence with his west line S. 10° 50' E. 94 poles to a stone to north east corner of Jeff L. Richey; thence with Richey's north line S. 82° W. 139 poles to a stone north west corner to said Richey in the West line of said Survey No. 5502; thence with said line N. 10° 45' W. 95 poles to the beginning.

Containing 87 acres and 150 poles more or less.

Second Tract:

Situated in the Township of Dover, County of Union, State of Ohio, and known as part of Survey No. 5502:

Beginning at a stake and stone in the West line of land now owned by Samuel Gault, it being the said Survey line; thence with said line N. 11° 5' W. 60 poles to a stone and water beech, south east corner to a lot formerly occupied by Cyrus Phillips; thence with said Phillips line S. 81° W. 60 poles to a stake and stone corner to land owned by Berry Hanarract; thence with Hanarract's line S. 11° 50' E. 60 poles to a stake and stone; thence N. 79° E. 60 poles to the beginning.

Containing 22 1/2 acres, to the same 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 Mansville, Ohio, this 29 day of Oct. 1929

W. H. Husted Probate Judge.

11601

Return

Oath of appraisers.

appraisers Return

Orders approving appraisement

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MC MANUS-TROUF CO., TOLEDO, OHIO-79204

11601

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 29-day of October, 1929.
 Guy D. Mitchell

Oath

Oath of appraisers

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.

J. Clark Reed, Jas. Mackan, Pearl Lookey & appraisers.

Sworn to before me and signed in my presence, this 29-day of October 1929.
 Guy D. Mitchell.

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 \$4500.00

Given under our hands, this 29 day of October 1929.
 J. Clark Reed, Jas. Mackan, Pearl Lookey, appraisers.
 Fees of appraisers \$2.50

Orders approving appraisement

Journal Entry: Orders approving appraisement, for Public Sale.
 Probate Court, Union County, Ohio.
 Oct. 29 - 1929.

This day came the said Plaintiff, by his attorney, and produced to the Court the report of an appraisement herein made by J. Clark Reed, Jas. Mackan and Pearl Lookey, in pursuance of a former order of this Court, 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 Guy D. Mitchell, as such, duly proceed according to law to sell the real estate described in the petition for any sum at public auction for not less than 2/3 the appraised value thereof on the following terms, to wit:
 Cash in hand on day of sale.

to this said 1929

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO

11601

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 of general circulation in Union County, Ohio, 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.

W.S. Strickland, Probate Judge

In the Probate Court, Union County, Ohio.

no. 11601

Motion and report of Sale
Second advertisement

Motion ^{an.}
Report of Sale.

In obedience to the within order to sell said real estate at public auction, I caused said real estate to be duly advertised in the Marysville Weekly Tribune according to law, and a further notice in the Union County Journal and on the proposed date for said sale October 12th 1929, after diligent endeavor to sell same, I received no bids on said property, and this administrator further asks that said property may be re-appraised according to law, and he further believes the first appraisement for \$6186.⁶⁶ is more than said property can be sold for, being advertised twice.

Said administrator asks that he may be permitted to offer said property at public sale as formerly offered.
Guy D. Mitchell.

October 26-1929.

John T. Longmire, atty. for
Guy D. Mitchell, adm. of
Berry Haranolt, deceased.

Administrator's Last Sale.

In pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale at public Auction on the 30 day of November, 1929, at 1. P.M., at north door of the Court House in the Village of Marysville Union Co., Ohio, the following described real estate, Situated in the County of Union Township of Dover, State of Ohio, and in Survey No 5-5-02, to wit:

Beginning at a stone in the West line of Survey No. 5-5-02. (S. 10 3/4° E 79 1/2 poles from northwest original corner) and south west corner to William Black's lot of 2 1/2 acres; thence with said Black's south line and the south line of Morgan Savage N. 82° 24' E. 138.80 poles to a stone in place of an ash, and hickory, north west corner to D. W. Wesley; thence with his west line S. 10°

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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50' E. 94 poles to a stone to north east corner to Jeff. L. Richey; thence with Richey's north line S. 52° W. 129 poles to a stone north west corner to said Richey in the west line of said Survey No 5552; thence with said line N. 10° 45' W. 90 poles to the beginning containing 57 acres and 150 poles more or less

Second Tract. Second Tract:

Situated in the Township of Dover, County of Union and State of Ohio and known as part of Survey No. 5552:

Beginning at a stake and stone in the west line of land now owned by Samuel Gault, it being the said Survey line; thence with said line N. 11° 5' W. 60 poles to a stone and water-beck southeast corner to a lot formerly occupied by G. W. Phillips; thence with said Phillips line S. 57° W. 60 poles to a stake and stone corner to land owned by Berry Hamarratt; thence with Hamarratt's line S. 11° 50' E. 60 poles to a stake and stone; thence N. 79° E. 60 poles to the beginning

Containing 22 1/2 acres to the same, more or less.

Appraised, as follows: \$4500.00
Terms of sale: cash.

Guy D. Mitchell
Adm. of the estate of
Berry Hamarratt deceased.

John L. Longfellow Attorney
Oct 30 - 1929

The State of Ohio Union County, ss.
Personally appeared before me, Lena Huber, and made solemn oath that the notice, a copy of which is hereto attached was published for four consecutive weeks on and next after Oct. 30 1929, in the Weekly Mansfield Tribune, a newspaper of general circulation in the County aforesaid.
Lena Huber.

Subscribed to before me, and signed in my presence, this 21-day of November, 1929.
D. J. M. Huber, Notary Public.

Fee \$ 17.25

Order of Sale.

Order of Sale Free from Dover,
The State of Ohio Union County Probate Court,
To, Guy D. Mitchell, adm. of the estate of
Berry Hamarratt, deceased: Greeting:

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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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 Gul. D. Mitchell, admr. of the estate of Berry Hamanalt, deceased, are Plaintiff and Nettie Thomas 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 from donor of no widow of Berry Hamanalt deceased, the following described premises, to wit:

Situated in the County of Union, Township of Dover and State of Ohio, and in the Survey of No. 5-5-02. To wit:

Beginning at a stone in the West line of Survey, No. 5-5-02. (S. $10^{\circ} 3/4'$ E. $79\frac{1}{2}$ poles from northwest original corner) and southwest corner to William Black's lot of $2\frac{1}{2}$ acres: thence with said Black's south line and the south line of Morgan Savage, N. $82^{\circ} 24'$ E. 138.80 poles to a stone in place of an ash and hickory, northwest corner to D. W. Worley: thence with his West line S. $10^{\circ} 55'$ E. 94 poles to a stone to northeast corner to Jeff. L. Richy: thence with Richy's north line S. $82^{\circ} W.$ 139 poles to a stone northwest corner to said Richy, in the West line of said Survey, No. 5-5-02: thence with said line N. $10^{\circ} 45'$ W. 95 poles to the beginning.

Containing $8\frac{1}{2}$ acres, and 150 poles, more or less.

Second tract, Second tract:

Situated in the Township of Dover, County of Union, State of Ohio and known as part of Survey, No. 5-5-02.

Beginning at a stake and stone in the West line of land now owned by Samuel Gamble, it being the said Survey line: thence with said line N. $11^{\circ} 5'$ W. 60 poles to a stone and water-bench south east corner to a lot formerly occupied by Cyrus Phillips: thence with said Phillips line, S. $81^{\circ} W.$ 60 poles to a stake and stone corner to land owned by Berry Hamanalt: thence with Hamanalt's line S. $11^{\circ} 5'$ W. 60 poles to a stone and stake: thence N. $79^{\circ} E.$ 60 poles to the beginning.

Containing $22\frac{1}{2}$ acres, to the same more or less.

Said sale to be free from donor and to be up on the following terms - Cash -

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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to this Court. forthwith upon execution of this order.

Witness my signature and the seal of said Probate Court
Court at Mansville, Ohio, this 30. day of July, 1929.
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 the 17. day of December, 1929.
Guy D. Mitchell Adm.

Report of
Sale

Report of Sale

In obedience to the within order, I duly advertised
the real estate therein described for sale, in the
Mansville Tribune, a newspaper, printed and of
general circulation in Union County, Ohio. Where said
real estate is situate upon at least six consecutive
weeks prior to the 30. day of November, 1929, 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 1. P.M. I attended the sale
and offered said real estate for sale from
down, the estate of Berry D. Hamanick, deceased,
therein, when the Strand Banking Co., bid to pay
for the same, the sum of Three Thousand Dollars
which being the highest and best bid that was
offered or thing more than 2/3 of the appraised
value of said premises, I then and there sold
the same to them for that sum.
Guy D. Mitchell, Adm.
of the estate of Berry Hamanick,
Deceased

Dated the 17. day of December, 1929.

Confirming
Sale

In the Probate Court, Union County, Ohio.

No. 11601

Journal Entry.
Confirming Sale, etc.

On this 31. day of December, 1929, this cause came on
for hearing on the report of Guy D. Mitchell, as
Administrator of the estate of Berry Hamanick deceased,
of his proceedings under the former order of this Court
upon motion to confirm the same and sale
made in obedience to said order; and the Court
having carefully examined said report, and

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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finding the same 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 the said Guy D. Mitchell as such administrator execute a good and sufficient deed of all the right title and interest of the said Berry Barnhart in the said real estate to the purchaser the Ostrander Banking Co. for the purpose so sold.

It is further appearing to the Court that there is this day due the said Ostrander Banking Company on its judgment lien as set forth in its answer and cross petition filed herein from the estate of the said Berry Barnhart deceased the sum of \$3091.48 with interest thereon at 7% per annum from this day and that the said lien was valid and subsisting on the premises sold: it is ordered that an entry of release and satisfaction of the same be entered of record in the office of the Sheriff of Union County Ohio according to law.

It further appearing that the said Ostrander Banking Company the purchaser of said premises bid to pay therefor the sum of \$3000.00 being insufficient to pay its judgment lien costs incident to the sale insurance premiums and taxes in full. It is ordered by the Court that the said Ostrander Banking Company pay

To this Court the costs taxed in this action incident to the sale of said real estate in the sum of \$89.38 (\$89.38)

To the county Treasurer of Union County Ohio the taxes assessments interest and penalties due and assessed against said real estate in the sum of \$326.09

To H. H. Thomas, Son premiums on Insurance on the building on said premises in the sum of \$34.40

It is further ordered that this cause be recorded, W. H. H. noted.

Probate Judge

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Mr. L. Meyer attorney.

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

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Petition to Sell Real Estate.

In, the Probate Court, Union County, Ohio,

25th 99

Matilda Fladt, Executrix,

Mrs. L. Meyer,
attorney,

of the estate of
Mathias Fladt, deceased.

no. 11527

Plaintiff

vs.
Les Fladt,

Arthur Fladt,

Cornelius Fladt,

Martin Fladt,

Emmet Fladt,

Anna Nicol,

Meta Bindner

Louisa Eickemeyer,

Petition

Matilda Fladt, and

the Northwestern Mutual

Life Insurance Company,

Glen L. Blinn,

Treasurer of Union Co. Ohio,

Defendants.

Petition to
Sell Real Estate.

now comes Matilda Fladt and says that she is the duly appointed, qualified and acting executrix of the estate of Mathias Fladt, deceased, who died on the fifth day of January 1929, and on the sixteenth day of January 1929 she was appointed as such executrix by the probate court of Union County, Ohio.

That the said deceased, at the time of his death owed debts so near as can be ascertained at this time to an amount in excess of \$22,000⁰⁰; that the expenses and costs of administering his estate will amount to more than \$800⁰⁰.

That the total amount of the personal property of whatever nature of the deceased will not exceed the sum of \$4,500⁰⁰, being wholly insufficient to pay the debts of the deceased, and the expenses of administering his estate.

That the said deceased, died seized in fee simple and the owner of the following described real estate, to-wit:

Tract
Tract

Situated in the State of Ohio, County of Union, Townships of Mill Creek and Darcy, and a part of V. M. Surveys nos. 4903, 5142 and 3349:

Requiring at a Stone in the center of the

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

115-27. road and south west corner of J. A. N. Rausch's land: thence with said Rausch's land N. 25° W. 85 poles to a stone north west corner to J. A. N. Rausch's land and south east corner to Peter Rausch's land: thence with the south line of Peter Rausch's land and the land of J. C. Schriders S. 80° 45' W. 93 poles to a stone at an angle in J. C. Schriders' line: thence with said line S. 83° 45' W. 131 poles to a stone corner to said J. C. Schriders' land: thence with another line of J. C. Schriders' land S. 9° 30' E. 75.75 poles to a stake in the survey line: thence with said survey line and the land of J. C. Schriders S. 85° W. 135.75 poles to a stake corner to J. Greenbarris' land: thence with said Greenbarris' land S. 33° 30' E. 95.75 poles to a stone in the center of the road: thence with the center of the road with the meandering thereof N. 56° E. 186 poles to a stone: thence N. 85° E. 174.40 poles to the place of beginning.

Excepting therefrom a strip four poles wide extending across said farm deeded to the Toledo and Ohio Central Railway Company and a piece containing 65 acres deeded by the former owners to Samuel Wiss by deed dated April 1st 1905 and found recorded in Vol. 91 page 369 of the Union County Records of Deeds leaving 96 acres more or less.

2nd Tract. Second Tract.

Situated in the State of Ohio County of Union Township of Jerome a part of V. M. Survey No. 419:

Beginning in the center of the Doolinger road at the corner of John Greenbarris lot and running with the center thereof N. 56° East to the center of a proposed road at the corner of Samuel Wiss' land being 93.40 poles: thence S. 34° 33' East with the center of said road and with said Wiss' land 154.84 poles to a stake: thence S. 56° W. 93.52 poles to the corner of Andrew Greenbarris lot: thence N. 34° 25' W. 186.84 poles to the place of beginning.

Containing 91 acres more or less. One rod to be left on the north side for half of the road.

3rd Tract. Third Tract:

Situated in the State of Ohio County of Union Township of Dasher and part of V. M. Survey No. 3349 and 419

Beginning at a stake in the southerly line of

MC MANUS-TRUP CO., TOLEDO, OH

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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the 7. and. O.C. Railway right of way and. in the southerly line to lands of J. C. Scheiderer; thence with two consecutive lines to said Scheiderer's land. S. 82° W. 8 1/2 poles to a stone; thence S. 85° W. 38.65 poles to an iron pin; northerly corner to the lands of Mathias Fladt; thence with the easterly line of said Fladt's land S. 22° E. 107 poles to a stone in the center of the Fladt Stone road; thence with the center of said road N. 58° 30' E. 7.69 poles to a stone, northerly corner to a tract of 90 acres belonging to said Mathias Fladt; thence with the north easterly line to said 90 acre tract and. the lands of Jacob Greentawm S. 38° 30' E. 159.70 poles to an iron pin; thence N. 58° 30' E. 89 poles to an iron pin in the southerly margin of the 7. and. O.C. Railway right of way; thence with the southerly margin to said right of way N. 39° 30' W. 254.60 poles to the place of beginning containing 112 acres more or less.

Excepting therefrom the following described tract commencing at a stake in the southerly line of the 7. and O.C. Railway right of way and. in the southerly line of George Scheiderer's land; thence with two consecutive lines to said land. S. 82° W. 8.50 poles to a stone; thence S. 85° W. 38.65 poles to an iron pin northerly corner to the lands of Mathias Fladt; thence with the easterly line of said Fladt's land S. 22° E. 107 poles to a stone in the center of the Fladt Stone Road; thence with the center of said road N. 58° 30' east to an angle in said road at the intersection of said road with the south line of Survey No. 419; thence with the center of said road and. said Survey line easterly to the southerly line of the said 7. and. O.C. Railway right of way; thence with said line N. 39° 30' west to the place of beginning containing 31.90 acres more or less.

Leaving 80.10 acres more or less.

4th tract.

Fourth Tract.
Situating in the State of Ohio, County of Union Township of Jerome, part of V. M. Survey 419.

Beginning at an iron pin in the east line of Jacob Greentawm's land, and south west corner to J. C. Fladt's land; thence with the east line of said Greentawm's land, and the line of Forest A. Holycross's land. S. 32° E. 77.20 poles to a stone corner to the said Holycross land; thence with another line of the said Holycross land N. 59° 15' E. 99.30 poles to the 7. and O.C. Railway

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO

11527 right of way: thence with said railroad land N. 39° W. 79.24 poles to an iron pin south east corner to said Fladt land: thence with said Fladt's south line S. 85° 15' W. 89.80 poles to the place of beginning containing 45.75 acres more or less.

5th tract.

Fifth tract.
 Situated in the State of Ohio, County of Union, Township of Jerome, part of V. M. Survey #19. (419)

Beginning at a stone in the center of the Fladt stone road north west corner to John Moder's land: thence with the west line of said Moder's land, and the west line of Dr. P. Rausch's land S. 31° 15' E. 204.76 poles to an iron bar in the center of a ditch and in the line of Oliver A. Payer's land: thence with said Payer's land S. 59° 15' W. 21 poles to the T. & O. C. Railroad land: thence with said railroad N. 39° W. 231 poles to the center of said Fladt stone Road: thence with the center of said road N. 84° E. 57.40 poles to the place of beginning containing 48 acres more or less.

6th tract.

Sixth tract:
 Situated in the State of Ohio, County of Union, Townships of Millcreek & Duff, part of V. M. Survey nos. 3349 and 4903.

Beginning at a stake in the southerly line of the T. & O. C. Railway right of way and in the southerly line of the lands of J. C. Scheidewer: thence with two consecutive lines of said Scheidewer land S. 82° W. 8 1/2 poles to a stone: thence S. 85° W. 38.65 (38.65) poles to an iron pin northerly corner to the lands of Martin Fladt: thence with the easterly line of said Fladt land S. 22° E. 107 poles to a stone in the center of the Fladt Stone Road: thence with the center of said road N. 58° 30' East to an angle in said road at the intersection of the center of said road with the south line of Survey No. 419: thence with the center of said road and said Survey line easterly to the southerly line of the T. and O. C. Railway right of way: thence N. 39° 30' West to the place of beginning containing 31.90 acres more or less.

That it is necessary to sell the real estate herein above described to pay the indebtedness of the said deceased.

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That the defendant Matilda Fladt, is the widow of the said Mathias Fladt, deceased, and, as such widow, she claims a right of dower in all of said real estate, and other rights therein.

That the defendants Leo Fladt, Arthur Fladt, Cornelius Fladt, Martin Fladt, Ernst Fladt, Anna Nicol, Meta Schneider, and Lorna Eickemeyer, are the only children and heirs at law of the said deceased, having a next estate of inheritance from the said deceased, in the said real estate; and that they and Matilda Fladt the widow are the sole legatees or devisees as named in the last will and testament of the said Mathias Fladt, deceased.

The defendants, the Northwestern Mutual Life Insurance Company and Glen L. Blive as Treasurer of Union County, Ohio, have or claimed to have some claim or claim against the said real estate,

Wherefore the plaintiff, as such executrix prays that the said defendants, and each of them be required to set up their claims or claim in this action, or be forever barred therefrom; that it be ordered by the court that she instructed and directed to sell the said real estate to pay the debts of the said deceased, and the expenses of administering his estate as provided by law, in such cases; and for such other and further orders, in the premises, as may be just and equitable.

Mrs. L. Myers attorney for Plaintiff

W. C. H.

State of Ohio, Union County, ss

Matilda Fladt, being duly sworn says that the facts stated and the allegations made and contained in the foregoing petition are true, as she believes

Matilda Fladt

Done to before me and signed in my presence this 16-day of February, 1929.

Mrs. L. Myers, Notary Public

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO

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Order on
Hearing

In the Probate Court Union County, Ohio.
 Orders. On Hearing.

This day came Matilda Fladt executrix of the estate of Mathias Fladt, deceased and filed herein her petition praying for the sale of the real estate therein described to pay the debts of the said deceased.

And it appearing to the court that the defendants are all of legal age and will enter their appearance herein.

Therefore it is ordered that the issue of summons be at this time dispensed with and that the said cause be and the same hereby is set for hearing on the 30-day of March 1924 at 10 o'clock a.m.

W. H. Husted, Probate Judge.

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In the Probate Court, Union County, Ohio.
 Waiver

We the undersigned defendants named in the above entitled cause do hereby voluntarily enter our appearance herein and do hereby waive the issuing and service of summons and process in the above entitled case.

Matilda Fladt.
 Cornelius Fladt.
 Leo Fladt.
 Arthur S. Fladt.

Annab. Nicol
 Lorna Eickemeyer
 Meta Hindner
 Emmett Fladt.
 Martin A. Fladt.

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Answer
Cross-Petition

In the Probate Court of Union County, Ohio.
 Answer^{er} Cross-Petition of The
 Northwestern Mutual Life Insurance Co.

now comes this answering defendant The Northwestern Mutual Life Insurance Company and says that it is a corporation organized under the laws of Wisconsin and having its principal place of business in Milwaukee in said state and answering the Plaintiff's petition admits that it claims a lien against the real estate as described in the petition and having no information as to the truth or falsity of the other allegations of the said petition denies them.

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Cross-Petition

This answering defendant says that on the 23-day of August 1923 Mathias Fladt executed and delivered to it his certain promissory note a copy of which marked "Exhibit A" with all the endorsements thereon is hereto attached and made a part hereof.

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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There is due from the said Mathias Fladt, to this answering defendant The North Western Mutual Life Insurance Company on said note the sum of seven thousand one hundred and seventy five Dollars with interest at 5% per annum payable semi-annually from February 23-1929.

2nd cause Second Cause of Action:

This answering defendant says that on the 31st day of October 1925 Mathias Fladt executed and delivered to it his certain promissory note a copy of which is marked Exhibit "B" with all the endorsements thereon is hereto attached and made a part hereof. There is due from the said Mathias Fladt to this answering defendant The North Western Mutual Life Insurance Company on said note the sum of six thousand Dollars with interest at 5% per annum payable semi-annually from October 31-1925.

3rd cause Third cause of action:

For a third cause of action this answering defendant adopts the allegations of the first cause of action herein the same as if they were again here written and says that on the 23rd day of August 1923 to secure the payment of the note as set out in the first cause of action herein the said Mathias Fladt and his wife Matilda Fladt made executed and delivered to this answering defendant their certain mortgage deed thereby conveying to this answering defendant the following described real estate:

Situated in the County of Union, and State of Ohio to wit: two adjoining tracts situated in the townships of Mill Creek, Dasher, & Jerome (viz):

1st tract

First Tract: Situated in the townships of Mill Creek & Dasher and being a part of Survey No. 4903 5142 and 3349 and bounded and described as follows. Viz: Beginning at a stone in the middle of a road and at the south west corner of J. A. W. Rausch's land; thence running with a line of his land north twenty-five degrees, eighty three poles to a stone at the north west corner of his land, and at the south east corner of Peter Rausch's land; thence with the south line of Peter Rausch's land, and of the land of J. C. Scheiderer, south eighty, forty-five minutes west ninety three poles to a stone

MC MANUS-THOUF CO., TOLEDO, OHIO - 79204

MC MANUS-THOUF CO., TOLEDO, OHIO

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at an angle in J.C. Scheiderer's line; thence said line south eighty three degrees forty five minutes west 130 poles to a stone corner to said J.C. Scheiderer's land; thence with another line of J.C. Scheiderer's land, south 9° 30' east 75 and 75 one hundredths poles to a stake in a survey line thence with said survey line, and the land of J.C. Scheiderer south 85° west 35.75 poles to a stake corner to J. Greenbaum's land; thence with said Greenbaum's land, south 33° 30' east 95.75 poles to a stone in the middle of a road; thence with the middle of the road and with the meanderings thereof north fifty six degrees east one hundred eighty six poles to a stone and thence north 85° east 74.40 poles to the place of beginning.

Excepting therefrom a strip four rods wide extending across said tract deeded to The Toledo & Ohio Central Railway Company, and also, excepting therefrom 65 acres thereof conveyed to Samuel Wise by deed dated April 1 - 1905, and recorded in Volume 91, page 368 of the records of deeds of said Union County.

2nd tract.

Second tract:

Situated in the township of Jerome and being a part of Survey no 419, and bounded and described as follows:

Beginning in the middle of the Döllinger road at a corner of John Greenbaum's lot; and running thence with the middle of said road north fifty six degrees, ninety three and forty one hundredths poles to the middle of a proposed road at a corner of Samuel Wise's land; thence with the middle of said last mentioned road, and with a line of said Wise's land, south 34° 25' East 154.84 poles to a stake; thence south fifty six degrees, west ninety three and fifty two one hundredths poles to a corner of Andrew Greenbaum's lot and thence north 34° 25' west, 156.84 poles to the place of beginning excepting therefrom the northerly one rod in middle thereof, now situated within a public road.

Said mortgage was on the 7 day of Sept. filed with the recorder of Union County, Ohio, and was by him on the 12 day of Sept. 1923, recorded in mortgage record 91, at page 113, and thereby became a valid first lien upon the premises therein described, and being the same premises described as tracts 1, and 2, of the plaintiff's petition herein.

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4th Cause.

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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4th Cause.

Fourth Cause of action.

For fourth cause of action this answering defendant adopts the allegations of the second cause of action the same as if they were again herein written, and says that on the 31st day of Oct. 1925 to secure the payment of the promissory note as set out in the second cause of action herein, the said Matthias Fladt and his wife Matilda Fladt made, executed, and delivered to this answering defendant their certain mortgage deed, thereby conveying to this answering defendant the following described real estate:

Situated in the Township of Jerome, County of Union, Co. State of Ohio, to-wit:

That part of Survey No. 419 bounded and described as follows: viz: Beginning at a stone in the north line of said Survey in the middle of the Fladt gravel road and in the westerly line of the right of way of the Toledo and Ohio Central Railway Company running thence with two consecutive lines of said Survey line and in the middle of said gravel road south eighty-three degrees thirty minutes west fourteen and forty two one hundredths poles to a stone and south fifty eight degrees thirty minutes west sixty five and eighty one one hundredths poles to a stone and corner to the lands of Matthias Fladt; thence with the easterly line of said Fladt's land, and the lands of Jacob Grentbaum, south thirty-two degrees thirty minutes east one hundred fifty nine and seven tenths poles to an iron pin; thence north fifty-eight degrees thirty minutes east eighty nine poles to an iron pin in the westerly line of said right of way; thence with the westerly line of said right of way north thirty nine degrees thirty minutes west one hundred fifty-five poles to the place of beginning containing eighty and one tenth acres, more or less.

Also, that part of said Survey No. 419 bounded and described as follows: viz:

Beginning at a stone in the middle of the Fladt stone road, and the northwest corner of John Modes' land; running thence with the west line of said Modes' land, and the west line of Les P. Rausch's land, south 31° 15' east 204.78 poles to an iron bar, in the middle of

115-27.

a ditch and in the line of Olive A. Page's land: thence with said Page's line south 59° 15' west 21 poles to the Toledo and Ohio Central Railway Company's land: thence with said railroad north thirty nine degrees west 231 poles to the middle of said Feltadt Stone road and thence with the middle of said road north 84° E. 57.4 poles to the place of beginning containing 48 acs. more or less.

Said mortgage was on 14. day of November, 1925, at 9:50 o'clock p.m. delivered to the recorder of Union County, Ohio, and was by him recorded on the 16-day of November, 1925, in mortgage record 93 at pages 195-6, and thereby became a valid first lien upon the premises therein described and being the same premises as tracts three and five as described in the plaintiff's petition.

Wherefore this answering defendant prays that said premises may be sold, and out of the proceeds of the sale of tracts one and two that it be paid the sum of \$7172.⁰⁰ with interest at 5% from February, 23 1924, and from the proceeds of the sale of tracts three and five that it be paid the sum of \$6000.⁰⁰ with interest at 5% from Oct. 31 - 1920, and for such other and further relief as is proper.

The Northwestern Mutual Life Insurance Co.

By Hale & McGer

Its attorneys.

Oath

State of Ohio, County of Logan, ss.

J. J. McGer, being first duly sworn, deposes, and says that he is one of the firm of Hale, and McGer, attorneys for this answering defendant.

The Northwestern Mutual Life Ins. Co., a foreign corporation and that the allegations contained in the foregoing answer and cross-petition are true, as he verily believes.

J. J. McGer.

Sworn to before me, and subscribed in my presence this 4. day of March, 1929

Delfia O. Peelle

Notary Public

Logan Co. Ohio.

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answer of widow

And in the appeal in the matter to show that sale of for down rents premises therein may be the pro deem

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11527

Answer of Widow,
In the Probate Court of Union County, Ohio,
No. 11527.

Answer of
Widow

Answer.

And now comes Matilda Fladt, 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 widow of said Mathias Fladt deceased, and as such is entitled to dower in the premises described in said petition; that her age is 63 years; that she consents to the sale of the real estate of said decedent, as prayed for and that she assigns the assignment of her dower in said premises by metes and bounds or in rents & 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.

Matilda Fladt.

Oath.

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

Matilda Fladt.

Sworn to by said Matilda Fladt, before me, and signed by her in my presence, this 14. day of November, 1929.

Maud Pyles,
Maud Pyles Notary Public.

In the Probate Court, Union County, Ohio,
No. 11527.

Motion.

Motion.

Now comes C. D. Webb, and represents to the Court that Matilda Fladt, the executrix of the estate of Mathias Fladt, deceased, heretofore in this Court appointed and qualified as such executrix, has resigned and her resignation accepted by this Court and on her recommendation and the recommendation of all the children and heirs at law of the said Mathias Fladt, deceased, and their declamation the said C. D. Webb was selected to represent said estate, and on the 17th day of Oct. 1929, was duly appointed and qualified in this Court, as Adm. de. bonis non, with the full annexed of said estate and is now acting as such.

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO

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That by reason of the foregoing he now asks to be substituted as such and instead of the said Matilda Fladt as plaintiff in this action and for such orders as the court may direct in the premises.

Oliver L. Myers, attorney
for M. Fladt &
C. D. Mott.

In the Probate Court, Union County, Ohio
no. 11527.

Journal entry

Journal Entry.

This day this cause came on for hearing on motion of C. D. Mott to be substituted in the place and stead of Matilda Fladt herein as plaintiff and the court being fully advised in the premises find said motion well taken.

Therefore it is hereby ordered by the court that the said C. D. Mott be and he is hereby substituted as plaintiff as adwr. de bonis non with the will annexed of the estate of Mathias Fladt deceased.
W. H. Husted, Probate Judge.

In the Probate Court, Union County, Ohio
no. 11527.

Journal Entry
Ordering appraisement.

Ordering appraisement

This day this cause came on to be heard upon the petition, evidence, answer and cross-petition of the defendants Matilda Fladt and the North Western Mutual Life Insurance Company and the court being fully advised in the premises find that all the defendants have been duly and legally served, or have voluntarily entered their appearance herein, and are properly before the court; that the allegations of the petition are true and that it is necessary to sell the real estate described to pay the debts of the said Mathias Fladt deceased.

The court further find that the defendant Matilda Fladt is the widow of the said Mathias Fladt deceased and is entitled to dower in the real estate described but that by her answer and cross-petition filed herein she waives the assignment of her dower interest in said premises by, metes and bounds, or in rents, issues, and profits, consents to the sale of the said premises from her dower interest therein and elects to take whatever interest she has or may have therein in money out of the proceeds returns from the sale thereof.

It is therefore ordered by the court that

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Order of appraisement

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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The said real estate be appraised and Norman C. Borm, Chester Drigman, and J. I. Myers, three suitable and judicious disinterested men, who are free holders, be and they hereby are free holders be and they hereby are appointed to appraise said real estate, each tract separately as set forth in the petition, and free from any down interest therein of Matilda Bladt, at the true value of said real estate in money.

That the said appraisers be sworn as required by law and afterwards perform the duties required of them and make due return of their proceedings in writing, to this court within ten days.

That all questions of liens and priority thereof be continued for further consideration of the Court and the cause is continued.

Witness my hand and the seal of the Court this 11th day of August 1887.

Order of appraisement

Order of appraisement

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

To Norman C. Borm, Chester Drigman & J. I. Myers, 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 a d. de this now with the will annexed of the estate of Matthias Bladt, deceased, an plaintiff and P. Bladt et al. an Defendants, you are commanded by the votes of Norman C. Borm, J. I. Myers and Chester Drigman, 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 premises described premises free from the down estate of Matilda Bladt therein. To wit:

1st tract. First tract:

Situated in the state of Ohio, county of Union, Township of Millcreek and Dasher and as part of U. M. Surveys No 4903, 5142, and 3349.

Beginning at a stone in the center of the road and south-west corner of J. A. W. Rausch's land; thence with said Rausch's land, N. 25° W. 85 poles to a stone north-west corner to J. A. W. Rausch's land and south-east corner to Peter Rausch's land; thence with the south line of Peter Rausch's land & the land of J. C. Schroeder, S. 80° 45' W. 93 poles

MC MANUS-TROUF CO., TOLEDO, OHIO-79704

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To a stone at an angle in J.C. Schneider's line: thence with said line S. 83° 45' W. 131. poles to a stone corner to said J.C. Schneider's land: thence with another line of J.C. Schneider's land S. 9° 30' E. 75.75 poles to a stake in the Survey line: thence with said Survey line and the land of J.C. Schneider S. 85° W. 35.75 poles to a stake corner to J. Greenbaum's land: thence with said Greenbaum's land S. 33° 30' E. 96.75 poles to a stone in the center of the road: thence with the center of the road with the meanderings thereof N. 56° E. 186. poles to a stone: thence N. 85° E. 74.40 poles to the place of beginning.

Excepting therefrom a strip four poles wide extending across said farm deduced to the Toledo and Ohio Central Railway Company, and a piece containing 65 acres deduced by the former owners to Samuel Wise by deed dated April 1st, 1905, and found recorded in Vol. 91 page 368 of the Union Co. Records of Deeds, leaving 96 acres more or less.

2nd tract

Second tract:

Situated in the State of Ohio, county of Union, Township of Jerome, and a part of Survey no. 419.

Beginning in the center of the Dollinger Road at the corner of John Greenbaum's lot and running with the center thereof N. 56° East to the center of a proposed road at the corner of Samuel Wise's land: being 93.40 poles: thence S. 34° 35' East with the center of said road and with said Wise's land 154.84 poles to a stake: thence S. 56° N. 93.52 poles to the corner of Andrew Greenbaum's lot: thence N. 34° 25' W. 156.84 poles to the place of beginning.

Containing 91 acres more or less. One rod to be left in the north side for half of the road.

3rd tract

Third tract:

Situated in the State of Ohio, county of Union, Township of Darby, and a part of U.M. Survey no. 3349, and 419.

Beginning at a stake in the northerly line of the T.C. Railway right of way, and in the northerly line of lands of J.C. Schneider: thence with the consecutive lines of said Schneider's land S. 82° W. 8 1/2 poles to a stone: thence S. 85° W. 38.65 poles to an iron pin: northerly corner to the lands of Martin's tract: thence with the easterly line of said tract S. 22° E. 107. poles to a stone in the center of the tract stone road:

115-27

thence poles across inch lands to an iron pole Railroad margin poles.

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to an of man said in the the center in a road thence across said line

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4th tract

Fourth tract: Situation of Jerome

Tract Jacob to the

of said A.M. corner other 15' of way W. of corner

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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thence with the center of said road N. 58° 31' E. 7.69 poles to a stone; northerly corner to a tract of 90 acrs. belonging to said Mathias Fladt; Thence with the northeasterly line to said 90 acre tract^{cur} the lands of Jacob Greenbaum S. 38° 30' E. 159.70 poles to an iron pin; thence N. 58° 30' E. 89 poles to an iron pin in the southerly margin of the T. & O. C. Railway right of way; Thence with the southerly margin of said right of way N. 39° 30' W. 254.46 poles to the place of beginning.

Containing 112 acrs. more or less
 Excepting therefrom the following described tract:

Commencing at a stake in the southerly line of the T. & O. C. Railway right of way, and in the southerly line of George Schneider's land; Thence with the consecutive lines to said land S. 82° W. 8.50 poles to a stone; Thence S. 85° W. 38.65 poles to an iron pin northerly corner to the lands of Mathias Fladt; Thence with the easterly line of said Fladt's land S. 22° E. 107 poles to a stone in the center of the Fladt stone road; Thence with the center of said road N. 58° 30' East to an angle in said road at the intersection of said road with the south line of Survey no. 419; Thence with the center of said road and said survey line easterly to the southerly line of the said T. & O. C. Railway right of way; thence with said line N. 39° 30' West to the place of beginning.

Containing 31.90 acrs. more or less.

4th tract

Fourth Tract:
 Situated in the State of Ohio, County of Union, Township of Jerome, and a part of U. M. Survey no. 419.

Beginning at an iron pin in the east line of Jacob Greenbaum's land, and south-west corner to Leo Fladt's land; thence with the east line of said Greenbaum's land, and the line of Forest A. Halycross's land S. 32° E. 77.20 poles to a stone corner to the said Halycross land; thence with an other line of the said Halycross land N. 59° 15' E. 99.30 poles to the T. & O. C. railway right of way; thence with said railroad land N. 39° W. 79.24 poles to an iron pin, south-east corner to said Fladt land; thence with said

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

MC MANUS-THROUP CO., TOLEDO, OHIO

11527

Fladt's south line S. 85° 15' W. 89.80 poles to the place of beginning

Containing 45.75 acres more or less.

5th Tract

Fifth Tract:

Situated in the State of Ohio, County of Union, Township of Jerome and a part of Survey No. 419.

Beginning at a stone in the center of the Fladt stone road, north-west corner to John Mader's land: thence with the west line of said Mader's land and the west line of Les. P. Rausch's land S. 31° 15' 45" E. 204.75 poles to an iron bar in the center of a ditch and in the line of Olin A. Payer's land: thence with said Payer's land S. 59° 15' W. 21 poles to the T. & O. C. Railway Land: thence with said railroad N. 39° W. 231 poles to the center of said Fladt stone road: thence with the center of said road N. 84° E. 57.40 poles to the place of beginning.

Containing 45 acres more or less.

6th Tract

Sixth Tract:

Situated in the State of Ohio, County of Union, Township of Millcreek and Dasher and a part of U. M. Survey nos. 3349 and 4903.

Beginning at a stake in the southerly line of the T. & O. C. Railway right of way and in the southerly line of the lands of J. C. Scheiderr: thence with two consecutive lines of said Scheiderr land S. 82° W. 8 1/2 poles to a stone: thence S. 85° W. 38.65 poles to an iron pin northerly corner to the lands of Mathias Fladt: thence with the easterly line of said Fladt land S. 77° E. 107 poles to a stone in the center of the Fladt stone road: thence with the center of said road N. 58° 30' East to an angle in said road at the intersection of the center of said road with the south line of Survey No. 419: thence with the center of said road and said Survey line easterly to the southerly line of the T. & O. C. Railway right of way: thence N. 39° 30' West to the place of beginning.

Containing 31.90 acres more or less.

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

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Witness Court

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MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

11527 Witness my signature and the seal of said Probate Court at Maumville, Ohio this 15 day of November 1929
 C. D. Nett

Return

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 thereto attached.
 Dated the 15 day of November, 1929.
 C. D. Nett.

oath

Oath of appraisers.

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.

Norman C. Brown, Chester Bryman, J. F. Myers appraisers.

Sworn to before me, and signed in my presence this 15 day of November, 1929.

Maud Pyles

Maud Pyles Notary Public

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:

First tract	96 ⁰⁰ acres	\$50 ⁰⁰	\$4800 ⁰⁰
Second tract	91 ⁰⁰ "	\$25 ⁰⁰	2275 ⁰⁰
Third tract	80 ⁰⁰ "	30 ⁰⁰	2400 ⁰⁰
Fourth tract	45 ⁷⁵ "	25 ⁰⁰	1143 ⁷⁵
Fifth tract	48 ⁰⁰ "	30 ⁰⁰	1440 ⁰⁰
Sixth tract	31.90 "	40 ⁰⁰	1276 ⁰⁰

Given under our hands this 15 day of Nov. 1929.

Norman C. Brown, Chester Bryman, J. F. Myers appraisers

MC MANUS-TRUP CO., TOLEDO, OHIO-79701

MC MANUS-TRUP CO., TOLEDO, OHIO

11-5-27

Application for Survey.

In the Probate Court Union County, Ohio,
No. 11527.

Application
for Survey.

application for Survey

now comes the plaintiff and represents to the Court that he has sold to Harvey Brown and Anna B.L. Brown tracts No. 1. Tract No. 6 and 10 acres out of the north-west corner of tract No. 2.

That the description of the said several tracts are so indefinite and uncertain that he believes it to be for the best interest of the estate and all parties interested, that the said several tracts and parts thereof as set forth in the plaintiff's petition and the order of sale be resurveyed and new description ascertained and made therefor.

Therefore asks the Court for an order authorizing ^{an} directing him as such admr. to employ a competent engineer to resurvey said premises and have them re-surveyed and descriptions made for the said premises and especially that sold to the said Harvey Brown and Anna B.L. Brown.
C.D. Webb. Adm.

In the Probate Court Union County, Ohio No. 11527
Journal Entry.

Journal entry

This day this cause came on for hearing on the Application of the plaintiff herein as admr. aforesaid asking for authority and direction as to employment of an engineer, and the re-surveying and making new descriptions of the premises described in the plaintiff's petition, and the Court being fully advised in the premises does hereby grant said privilege.

Therefore to and it is hereby ordered by the Court that the said plaintiff as such admr. employ a competent engineer to re-survey said premises. Cause description to be made for the premises so surveyed, &c. This cause is continued

W. H. Husted

Probate Judge

11527

Application
to

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Private sale

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MC MANUS-TRUF CO., TOLEDO, OHIO-79204

115-27
Application

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

vs. 115-27,

Real Estate

Application

Private sale,

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:

1st

First:

That a portion and possibly the whole and several tracts can be sold at private sale, at the appraised values.

2nd

Second:

That the appraised value of the several tracts in all said real estate is reasonably worth.

3rd

Third:

To sell, at private sale, from expense of advertising and offering the said real estate for sale, at public sale.

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

C. D. Webb, ad.

Oath

The State of Ohio, Union County
C. D. Webb, being duly sworn, says that the various matters set forth in the application are true as he verily believes.

C. D. Webb

Sworn to before me, and signed in my presence, this 19th day of November, 1927.

Wm. P. Myers

Wm. P. Myers, Notary Public

affidavit

Affidavit of Disinterested Persons

The State of Ohio, Union County,

E. H. Hammer, H. C. Drellinger, 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, as they verily believe.

E. H. Hammer

H. C. Drellinger

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

11527

Done to before me and signed in my presence. This 19-day of Nov. 1929. Maud Pyles, Notary Public

Order of sale

Order of Sale. Free from Dower.

The State of Ohio, Union County.
To C. D. Webb, 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 de bonis non, with the will annexed of the estate of Mathias Fladt deceased, are Plaintiff and Leo Fladt 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 from the donor of Mathias Fladt widow of Mathias Fladt deceased, the following described premises, to-wit:

1st Tract

First Tract:

Situated in the State of Ohio, County of Union, Townships of Millcreek and Doby and a part of V. M. Survey no. 4903, 5142, and 3349.

Beginning at a stone in the center of the road and south west corner of J. A. W. Rausch's land; thence with said Rausch's land N. 25° W. 85 poles to a stone north west corner to J. A. W. Rausch's land and south east corner to Peter Rausch's land; thence with the south line of Peter Rausch's land, and the land of J. C. Scheiderr S. 80° 45' W. 93 poles to a stone at an angle in J. C. Scheiderr's line; thence with said line S. 83° 45' W. 131 poles to a stone corner to said J. C. Scheiderr's land; thence with another line of J. C. Scheiderr's land S. 9° 30' E. 75.75 poles to a stake in the survey line; thence with said survey line and the land of J. C. Scheiderr S. 85° W. 35.75 poles to a stake corner to J. Greenbaum's land; thence with said Greenbaum's land thence with the center of the road with the meanderings thereof N. 56° E. 186 poles to a stone; thence N 85° E. 74.40 poles to the place of beginning. Excepting therefrom a strip four poles wide extending across said farm deeded to the Toledo and Ohio Central Railway Co., and a piece containing 65 acres deeded by the former owners to Samuel Wiss by deed dated April 1- 1905, as found recorded in Vol. 91, page 368 of the Union County Records of Deeds, leaving 96. acres, more or less.

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2nd Tract

Second part of...

3rd Tract

Third part of...

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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2nd tract.

Second Tract:

Situated in the State of Ohio, County of Union, Township of Jerome and a part of V. M. Survey No. 419.

Beginning in the center of the Dollinger road at the corner of John Greenbarris lot and running with the center thereof N. 56° East to the center of a proposed road at the corner of Samuel Wise's land being 93.40 poles; Thence S. 34° 35' East with the center of said road and with said Wise's land, 154.84 poles to a stake; Thence S. 56° N. 93.52 poles to the corner of Andrew Greenbarris lot; Thence N. 34° 25' W. 156.84 poles to the place of beginning.

Containing 91 acres more or less. One rod to be left on the north side for half of the road.

3rd tract

Third Tract:

Situated in the State of Ohio, County of Union, Township of Dady and a part of V. M. Survey No. 3349, and 419.

Beginning at a stake in the southerly line of the T. & O. C. Railway right of way and in the southerly line of lands of J. C. Schneider; Thence with two consecutive lines of said Schneider's land S. 82° N. 8 1/2 poles to a stone; Thence S. 55° N. 38.65 poles to an iron pin northwesterly corner to the lands of Matthias Fladt; Thence with the easterly line of said Fladt's land S. 22° E. 107 poles to a stone in the center of the Fladt Stone Road; Thence with the center of said road N. 58° 30' E. 7.69 poles to a stone northerly corner to a tract of 90 acres belonging to said Matthias Fladt; Thence with the northwesterly line to said 90 acre tract and the lands of Jacob Greentbaum S. 38° 30' E. 159.70 poles to an iron pin; Thence N. 55° 30' E. 57 poles to an iron pin in the southerly margin of the T. & O. C. Railway right of way; Thence with the southerly margin to said right of way N. 39° 30' W. 254.60 poles to the place of beginning.

Containing 112 acres more or less.

Excepting therefrom the following described tract.

Commencing at a stake in the southerly line of the T. & O. C. Railway right of way and in the

MC MANUS-TROUP CO., TOLEDO, OHIO-79701

11527

southerly line of George Schridener's land: Thence, with two
 consecutive lines to said land S. 82° W. 8.50 poles to a stone;
 thence S. 85° W. 38.65 poles to an iron pin northerly corner
 to the lands of Matthias Fladt's; Thence with the
 easterly line of said Fladt's land S. 22° E. 107 poles
 to a stone in the center of the Fladt Stone Road;
 thence with the center of said road N. 58° 30' East
 to an angle in said road, at the intersection of said
 road with the south line of Surry no 419; Thence
 with the center of said road and said Surry line
 easterly to the southerly line of the said T. & O. C. Railway
 right of way; Thence with said line N. 39° 30' west to
 the place of beginning.

Containing 31.90 acres more or less.

Leaving 80.10 acres more or less.

4th Tract.

Fourth Tract:

Situated in the State of Ohio, County of Union, Township
 of Jerome and a part of U.M. Surry no. 419.

Beginning at an iron pin in the east line of
 Jacob Greentbaum's land and south-west corner to
 J. Leo Fladt's land; thence with the east line of said
 Greentbaum's land and the line of Forest A. Holycross's
 land S. 32° E. 77.20 poles to a stone corner to the
 said Holycross land; thence with another line of the
 said Holycross land N. 59° 15' E. 99.30 poles to the T. & O. C.
 Railway right of way; thence with said railroad land N. 39°
 W. 79.24 poles to an iron pin south-east corner to said
 Fladt land; thence with said Fladt's line S. 85° 15' W.
 89.80 poles to the place of beginning.

Containing 45.75 acres more or less.

Fifth Tract.

Fifth Tract:

Situated in the State of Ohio, County of Union,
 Township of Jerome and a part of U.M. Surry no. 419.

Beginning at a stone in the center of the Fladt
 road north-west corner to John Moder's land; thence
 with the west line of said Moder's land and the west
 line of Les. P. Pausch's land S. 31° 15' E. 204.76 poles
 to an iron bar in the center of a ditch and in the
 line of Olin W. Page's land; thence with said Page's
 land S. 59° 15' W. 21 poles to the T. & O. C. Railroad
 land; thence with said railroad N. 39° W. 231 poles
 to the center of said Fladt stone road; thence with

MC MANUS-TROUP CO., TOLEDO, OHIO

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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the center of said road N. 84° E. 57.40 poles to the place of beginning.

Containing 48 acres more or less.

6th tract Sixth tract:

Situated in the State of Ohio County of Union townships of Mill creek and Darby and a part of T.M. Surveys No. 3349 and 4903.

Beginning at a stake in the southerly line of the T. and O.C. Railway right of way and in the southerly line of the lands of J.C. Scheidner; thence with two consecutive lines of said Scheidner land S. 82° N. 8 1/2 poles to a stone; thence S. 85° N. 38.65 poles to an iron pin northerly corner to the lands of Matthias Fladt; thence with the easterly line of said Fladt land S. 77° E. 107 acres to a stone in the center of the Fladt Stone Road; thence with the center of said road N. 58° 30' East to an angle in said road at the intersection of the center of said road with the south line of Survey No. 419; thence with the center of said road and said Survey line easterly to the southerly line of the T. & O.C. Railway right of way; thence N. 39° 30' West to the place of beginning.

Containing 31.90 acres more or less.

Said Sale to be private and to be upon the following terms: Cash in hand, in full, 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 19 day of November, 1929.
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 the 22 day of January, 1930
C. D. Webb

Report

Report of Sale

In obedience to the within order, I sold tract No. 1, No. 6, and 10 acres out of No. 2, of said premises on the 19 day of November, 1929, to Harry Brown and Anna B. L. Brown, for

MC MANUS-TROUP CO., TOLEDO, OHIO-7204

MC MANUS-TROUP CO., TOLEDO, OHIO

11527

\$7020⁰⁰ as heretofore reported, and on the 20th day of Jan'y. 1930. T. sold 8/10 acrs. out of tract no. 2, and no. 3, 4, and 5 to Matilda Fladt for the sum of Seven thousand Eleven ⁶⁴/₁₀₀ Dollars said sum being the appraised value of the same.

L. D. Webb

Dated the 20th day of January, 1930.

The State of Ohio, Union County,

Oath

The above named, L. D. Webb, Adm. etc., 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 he could get for said property.

L. D. Webb.

Brought to before me, and signed in my presence this 22nd day of January, 1930.

Maud Pyles.

Maud Pyles, Notary Public

Probate Court, Union County Ohio.

November, 19 - 1929

no. 11527.

Confirming appraisement, ^{Ans.}

Ordering Private Sale.

Confirming appraisement

This day this cause came on further to be heard, ^{Ans.} it appearing to the Court that the appraisement heretofore made has been duly made. The same is hereby confirmed; said appraisement being 1st tract, \$4800⁰⁰; 2nd tract \$2275⁰⁰; 3rd tract \$2403⁰⁰; 4th tract \$1143.75; 5th tract \$1400⁰⁰; 6th tract \$1276⁰⁰ free from the donor estate therein of Matilda Fladt, widow of Mathias Fladt deceased.

And the plaintiff above named, having given Bond, dated October 17th 1929, in the sum of Fifty thousand and ^{no}/₁₀₀ Dollars, with The United States Fidelity & Guarantee Company sureties, conditioned according to law and approved by the Court; 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 now ordered, that said plaintiff proceed to sell said real estate free from said donor estate, at private sale, at not less than the appraised value thereof, and upon the following terms, to wit:

Cash, in hand, in full, on day of sale.

W. H. H. Water, Probate Judge

115-27,

Return

To the Court issued the 27th day of July

Report

of date in hand 19th day no. 6. tract no. and on definite attach by W.P. Moore.

Oath

State of Ohio, Union County, Ohio, the said Matilda Fladt, widow of Mathias Fladt deceased, for the sum of

Site Union 419 by Mrs. Fladt of Gov. road

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

115-27,

Partial Report of Sale-

In the Probate Court, Union County, Ohio,
No. 11527,

Return,

Return

To the Probate Court, of Union County, Ohio.

In obedience to an order of sale to the undersigned issued on the 19 day of November, 1929, I have caused the same to be duly executed in part, as will fully appear by the proceedings hereto attached.

Dated this 19 day of November, 1929.

C. D. Webb, Adm., etc.

Report

Report of Sale.

of

In obedience to an order to the undersigned issued on the 19 day of November, 1929, I have sold tract No. 1, tract No. 6, and 10 acres out of the north-west corner of tract No. 2, as described in the plaintiffs petition and order of sale, and more particularly and definitely described as per the description hereto attached, and as described under a survey made by W. P. Brightler, engineer, and containing 140.40 acres more or less.

To Harry Brown, and Anna B. L. Brown, his wife for the sum of \$7020⁰⁰ said sum being the appraised value of the said real estate.

C. D. Webb, Adm.

Walter

State of Ohio, Union County, ss.

The above named C. D. Webb 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 the said property.

C. D. Webb.

Brown, to before me and signed in my presence, this 19th day of November, 1929.

Wanda Myers.

Wanda Myers, Notary Public.

Situated in Mill Creek, Darby, and Jerome Twp., Union County, Ohio, W. M. Survey No. 3349, 5-142, 4903, 419 and bounded and described as follows:

Commencing at a stone in the center of the Fladt Stone Road, E. and the corner to the lands of John Greenbaum; Thence with the center of said road, N. 59° E. 34.96. poles to a stake north easterly

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO

11527

corner to a 24.60 acre tract of land owned by the said
 Greenbaum: thence with the easterly line of the last mentioned
 tract S. 30° 45' E. 40 poles to an iron bar: thence N. 59°
 E. 40 poles to an iron bar: thence N. 30° 45' W. 40 poles
 to an iron bar in the center of the said road: thence
 with the center of said road N. 59° E. 111.94 poles to
 a stake at an angle in said road: thence with the
 center of said road N. 84° 30' E. 14.32 poles to a stake
 in the south westerly right of way of the T. & O. C. Railway:
 thence with the said right of way N. 38° 45' W. 90.48
 poles to a post corner to the lands of Geo. B. Scheiderr:
 thence with their consecutive lines of said Scheiderr's lands
 S. 85° 15' W. 140.48 poles to a stone: thence S. 7° 45'
 E. 76 poles to a stone: thence S. 85° 30' W. 35.62 poles
 to a stake corner to the said Greenbaum's land: thence
 with the line of said Greenbaum S. 31° 15' E. 91.52 poles
 to the beginning.

containing 140.40 acres more or less.

Being 10.00 acres in Jerome Township

V. M. Surry no. 419

Being 25.50 acres in Duke Township V. M. Surry no. 5142

Being 50.50 " " " " " " " " 4903

Being 54.40 " " " " " " " " 3349

Journal entry

In the Probate Court Union County, Ohio
no. 11527

Journal entry

This day this cause came on to be heard on the
 report of C. D. Webb, the plaintiff as Adm. de bonis non
 with the Will annexed, of the estate of Mathias
 Fladt, deceased, of his proceedings and sale of the
 real estate described in the petition and order of
 sale: and upon motion to confirm the same, and
 the Court having examined the said proceedings
 report finds that the said plaintiff has sold the
 remaining portion of the real estate described in the
 plaintiff's petition and order of sale, that is, 81 acres
 out of tract no. 2, and tracts no. 3, 4, and 5 to
 Matilda Fladt for the sum of \$7011.75. The appraised
 value thereof, and further finding that the said
 proceedings and sale have in all respects according
 to the former order of the Court and being satisfied
 that the said proceedings and sale was fairly and
 legally made.

Therefore, it is ordered, that the said
 proceedings and sale to Matilda Fladt be ^{ann.}

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Journal entry

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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The same are hereby approved and confirmed.
 It is further ordered that the said plaintiff, as such administrator execute and deliver a good and sufficient deed for the real estate so sold to the said Matilda Fladt upon her paying the purchase price therefor in full in cash.
 It is further ordered as to all remaining questions that this cause be continued.

W. H. Husted,

Probate Judge.

Journal Entry

In the Probate Court, Union County, Ohio.
 No. 11527.

Journal Entry.

This day this cause came on for hearing on the answer and cross-petition of the Northwestern Mutual Life Insurance Company the exhibits and evidence in reference thereto. The Court finds that there is due the said The Northwestern Mutual Life Insurance Company upon the notes set forth in its answer and cross-petition from the estate of the said Matthias Fladt deceased the sum of \$13901.81 principal and interest; that the said Matthias Fladt & Matilda Fladt his wife to secure the payment of the said promissory note gave mortgage upon the premises in the said answer and cross-petition described which the Court finds was valid and subsisting lien upon the said real estate and now upon the funds in the hands of the Administrator arising from the sale of said premises.

Therefore it is ordered by the Court that an entry of release and satisfaction of said mortgage be entered of record in the office of the Recorder of Union County Ohio, according to law releasing said mortgage.

That the said administrator pay to the said The Northwestern Mutual Life Insurance Company the said amount found due it in the sum of \$13901.81 out of the money in his hands and that he pay the costs of this action taxed \$ — & that the account for the balance of said proceeds in his hands according to law. And it is further ordered that this proceeding be recorded.

W. H. Husted,

Probate Judge

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OHIO

115-27

Confirming Sale.

In the Probate Court, Union Co., Ohio.
No. 115-27.

Journal entry: Confirming Sale.

Confirming
sale.

This day this cause came on to be heard on the report of G. D. Webb, the plaintiff, as administrator de bonis non, with the will annexed, of the estate of Mathias Fladt, deceased, of his proceedings and sale of 140.40 acs. more or less, of the real estate described in the plaintiffs petition, order of sale and his report of sale; and upon motion of the said plaintiff to confirm the surveying the premises sold and the making of a new description therefor and the sale thereof, and the Court having examined said proceedings and report, finding the same in all respects correct, and being satisfied that the sale of the said 140.40 acs. more or less was fairly and legally made and will do no substantial injury to the portion of the said real estate remaining unsold.

It is therefore ordered that the said proceedings, surveying and sale of the portion sold to Harry Brown and Anna B. L. Brown, be and the same are hereby approved, and confirmed.

It is further ordered that the said plaintiff as such administrator execute a good and sufficient deed for the real estate so sold to the said Harry Brown, and Anna B. L. Brown, upon their paying the purchase price therefor, in full, in cash.

It is further ordered that as to all remaining questions that this cause be continued.

W. H. Husted,

Probate Judge.

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Nov. 20-1929.

Fred E. Anthony

Marion D.

attorney.

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MC MANUSCRIPT CO., TOLEDO, OHIO-79204

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Nov. 20-1929

Fred E. Guthery

Marion D.

attorney.

Petition to sell Real Estate to Pay Debts.

In the Probate Court of Union County, Ohio.

D. J. Cloyton, Administrator
of the Estate of John Cooksey,

Deceased.

Plaintiff

No. 11688

Ethel E. Cloyton, Roy Strawser,
Wife of Effa Strawser, his wife,
Roy Strawser, ans.

Lois Strawser, his wife.

John L. Strawser a minor.

Glorace Strawser a minor.

Lloyd Strawser a minor

Walter Huff a minor

D. J. Cloyton ans.

Roy Strawser, son of the

person and property of

John L. Strawser,

Glorace Strawser ans.

Lloyd Strawser

Defendants.

Petition to sell
Real Estate
to

Pay Debts.

Petition

The Plaintiff represents that he was on the 7th day of November, A. D. 1929 duly appointed and qualified Administrator of the estate of John Cooksey, deceased, late of Hardin County, Ohio, and that he has given bond as such Administrator in accordance with the orders of the Probate Court of Hardin County, Ohio. ^{ans.} is still acting as such administrator; that the amount of debts due from the deceased, is approximately four hundred dollars (\$400⁰⁰) as near as they can be ascertained consisting of funeral expenses in the amount of Three Hundred Seventy-Six Dollars and Eighty cents (\$377⁸⁰) and expenses of last illness and other expenses; that the charges of administration of said estate will amount to about One Hundred Dollars (\$100⁰⁰) and that there is no personal estate and effects of said decedent from which to pay any part of the indebtedness of said estate.

The Plaintiff further represents that said John Cooksey did seized in fee simple of the undivided one-half interest in, and to the following described real estate:

Situate in the County of Union in the State of Ohio
of in the Township of Jackson, and bounded and described, as follows, viz:

Beginning at a Stone in J. D. Guthery's west

MC MANUSCRIPT CO., TOLEDO, OHIO - 79201

MC MANUSCRIPT CO., TOLEDO, OHIO

11688

line and South east corner of Mary J. Cooksey's lands: Thence S. 51° W. 64.64 rods to a stone in the center of the County road and South west corner of the said Mary J. Cooksey's lands: thence with center of said Road S. 8 1/2° E. 28.16 rods to a stake: thence N. 81° E. 64.64 rods to a stake in J. D. Guthery's west line: Thence with the said J. D. Guthery's west line N. 8 1/2° W. 28.16 rods to the place of beginning.

Containing Eleven and thirty seven hundredths (11.37) acres of land.

Plaintiff further represents that he has given bond as such administrator in the sum of One Thousand Dollars (\$1,000.00); that said decedent John Cooksey died leaving the defendants Esther E. Clayton, a daughter inter married with the defendant S. J. Clayton, Ray Strawser, a grandson, inter married with the defendant Effie Strawser; Ray Strawser, a grandson, inter married with the defendant Lois Strawser, Florence Strawser, a grand daughter and a minor of the age of 15, John L. Strawser, a grandson and a minor of the age of 18, Lloyd Strawser, a grandson and a minor of the age of 11 years, and Wilbur Huff a grandson and a minor of the age of 6 years; the said Esther E. Clayton, Ray Strawser, Ray Strawser, John L. Strawser, Florence Strawser, Lloyd Strawser, and William Huff being all and the only heirs at law and next of kin of said decedent having the next estate of inheritance from said John Cooksey deceased, in said premises.

Plaintiff further says that the said John Cooksey died leaving no widow.

Plaintiff further says that it is necessary to sell said real estate to pay the indebtedness, costs of administration and general expenses of said decedent and prays that he may be authorized and ordered to sell said real estate to pay said indebtedness and for all and such other and proper relief and orders as may be necessary.

S. J. Clayton, Adm. of the estate of John Cooksey Deceased,

By Guthery, Shultz & Guthery His attorneys.

State of Ohio, Marion Co. ss.

Cash

S. J. Clayton, being first duly sworn, deposes and says that he is the petitioner named Plaintiff; that the various matters and things set forth in said petition are true to the best of his knowledge and belief. S. J. Clayton.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Brought to before me, and signed in my presence, this 14. day of November 1929

Birdell Bonser, Notary Public, Marion Co., O.

Fee due notary

Birdell Bonser, My Commission expires June 12 - 1932.

Prarcipe

Prarcipe.

In the Probate Court of Union County, Ohio. Prarcipe, for Summons on Petition to sell Real Estate to Pay Debts.

To the Probate Judge, Union County, Ohio.

Issue summons for the Defendants in the above entitled action as follows: John L. Strasser, a minor 18 years of age, residing in Lakem, Ohio, and Lloyd Strasser a minor eleven (11) years of age, residing at 427 Olney Avenue Marion, Ohio, directed to the Sheriff of Marion County, Ohio; and for Florence Strasser, a minor 15 years of age, residing at Cardington, Ohio, R.F.D., directed to the Sheriff of Morrow County, Ohio, and for the defendant Wilbur Huff, six (6) years of age, residing at R.F.D. no. 3, Belleville, Ohio, with his father, John M. Huff, who resides with his sister, directed to the Sheriff of Pickland County, Ohio; returnable according to law, endorsed;

Action to sell real estate of John Cookery, deceased, to pay debts and funeral expenses and costs of administration.

Guthery, Stortitz & Guthery, attys. for Plaintiff.

In the Probate Court, Marion County, Ohio. Waiver of Summons.

Waiver

We, the undersigned defendants, in the above entitled cause, hereby waive the issuance and service of summons herein, and enter our appearance in this cause and consent to the sale of said premises as prayed for in the petition.

Ray Strasser, Guardian of the person, and property of John L. Strasser, Florence Strasser & Lloyd Strasser, minor.

Ester E. Blayton, S. J. Blayton, Ray Strasser, Effa Strasser, Lois Strasser.

that the petition

11688

In the Probate Court, Union County, Ohio.

Nov. 20th 1929.

No. 11688

Filing
Petition

Journal Entry:

Filing Petition to sell Real Estate.

This day came the Plaintiff S. J. Clayton, Adm. of the estate of John Cooksey and, presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said John Cooksey, 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. Husted, Probate Judge

Summons

Summons. Minors.

The State of Ohio, Union County.

To the Sheriff of, Richland County,

You are hereby commanded, to notify John M. Huff father of Wilbur Huff, R. F. D. # 3, Bellefield, Ohio,

and the following named, who are minors, to wit: Wilbur Huff, making service of this summons 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 he has been sued by S. J. Clayton Adm. of the estate of John Cooksey in the Probate Court of Union County, and that unless he answers by the 21st day of Dec. 1929, the petition of said plaintiff will be taken as true, and judgment rendered accordingly.

Said Sheriff will make due return of this summons on the 2nd day of Dec. 1929.

Witness my hand, and the seal of said Court this 21st day of Nov. 1929.

W. Husted, Probate Judge

Sheriff's
Return

Sheriff's Return

State of Ohio, Richland County, ss.

Received this writ on the 25th day of Nov. 1929, at 9 o'clock, a.m. and pursuant to its command, I did on the 27th day of November, 1929, serve the same on the within named defendant Wilbur Huff, minor, by delivering to him personally a true and certified copy of this writ, with all the endorsements thereon;

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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the same day. I served the same on John M. Huff father of said minor by personally handing to him, a like copy thereof.

Ralph A. Schod Sheriff
Edna M. Edwards Deputy

Fees Service .75
miscs 2.40 Total \$3.15

Receipt

Receipt

In the Probate Court of Union County, Ohio,
Marion, Ohio. Dec. 5th 1929

In the Probate Judge of said Court.
Issue also.

Summons for the defendants Florence Strawser a minor, 15 years of age, residing with Jerome aunt to London Ind. Marion County, Ohio, directed to the Sheriff of Marion County, Ohio, endorsed; action to sell real estate of John Cooksey, deceased, to pay debts, funeral expenses, and costs of administration of decedent's estate, returnable according to law.

Guthery, Strubly, and Guthery, atty for

Summons

Summons. Probate Court Marion

The State of Ohio, Union County,

to the Sheriff of Marion County,

You are hereby commanded to notify Ray Strawser Guardian, of John L. Strawser and Lloyd Strawser, and the following named who are minors, to wit:

John L. Strawser, age 18 years, residing at Le Rue, Ohio, and Lloyd Strawser, age 11 years, residing at Olney, Ohio, 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 minors, or with whom they live, that they have been used by J. S. Clayton, Adm. of the estate of John Cooksey, in the Probate Court of Union County,

that unless they answer by the 21 day of December, 1929, the petition of said plaintiff will be taken as true.

judgment rendered accordingly.

Said Sheriff will make due return of this summons on the 2nd day of Dec. 1929.

Witness my hand, and the seal of said Court, this 21 day of Nov. 1929.

W. H. Husted, Probate Judge

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MC MANUS-THOMP CO., TOLEDO, OHIO

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Sheriff's Return
Marion Co. O.

Sheriff's Return
Sheriff's office. Marion County, Ohio.
November 30th 1929.

Received this writ November 21st 1929, and in pursuance
to its command I did on November 30th 1929 serve
this writ by leaving at the usual place of residence
of the within named minor defendants John L. Strawser
a true and duly certified copy of this writ with all
the endorsements thereon. I also did on the same
day serve this writ upon Ray Strawser he bring then
and there the guardian of the within named minor
defendant John L. Strawser by personally handing to him a
true and duly certified copy of this writ with all the
endorsements thereon.

I also did on the same day serve this writ
upon the within named minor defendant Lloyd Strawser
by personally handing to him a true and duly certified
copy of this writ with all the endorsements thereon.

I also did on the same day serve this writ
upon Ray Strawser he bring then and there the
guardian of the within named minor defendant
Lloyd Strawser by personally handing to him a true and
duly certified copy of this writ with all the endorsements
thereon.

John J. Francis, Sheriff

Fees

Fees
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Summons

Summons Probate Court. Minors.
The State of Ohio, Marion County
To the Sheriff of Marion County:
You are hereby commanded to notify Florence
Strawser a minor 15 years old, residing at
Cardington Ohio, P. D. 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
he has been sued by P. J. Clayton Adm. of the estate of
John Brooks, in the Probate Court of Marion County, Ohio, that
unless he answers by the 21st day of Dec. 1929, the petition
of said plaintiff will be taken as true, and judgment
rendered accordingly.

Said Sheriff will make due return of this summons
on the 2nd day of Dec. 1929.
Witness my hand & the seal of said Court this 21st day
of Nov. 1929. @ W. H. Husted
Probate Judge.

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Sheriff's Return
Marion Co. O. 1929

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Sheriff's Office, Morrow County.
Dec. 1st 1929

Rec'd this writ on the 23rd day of November at 9 a.m. 1929 and in pursuance to its Command I served diligently in the corporation of Cardington, and several districts throughout

Failed to find any one that ever heard of Florence Strawser therefore this writ returned.
Charles E. Miller, Sheriff Morrow County.

Summons Probate Court. Miss.

Summons.

The State of Ohio Union County.
To the Sheriff of Marion County.
You are hereby commanded to notify Jerome Ault with whom Florence Strawser resides, Gladwin Township, Marion County, Ohio, a minor, 15 years of age, 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 she lives that she has been sued by J. J. Clayton Adm. of the estate of John Cookery, in the Probate Court of Union County, and that unless she answer by the 4th day of January 1930 the petition of said plaintiff will be taken as true, and judgment rendered accordingly.
Said Sheriff will make due return of this summons on the 16th day of Dec. 1929.

Witness my hand and the seal of said Court this 6th day of Dec. 1929.

W. H. Stashed

Probate Judge

Sheriff's Return
Marion Co. O.

Sheriff's Return
Sheriff's Office, Marion Co. Ohio.

December 10th 1929

Received this writ Dec. 7th 1929, and pursuant to its Command, I did on the 10th day of Dec. serve the same by personally handing to each of the within named defendants Jerome Ault, the person with whom Florence Strawser resides, and Florence Strawser a minor is true and duly certified copies of this writ with all the indorsements thereon whereon this writ is returned.

Fees

Sheriff's Fee
Service & Return 75
Additional Name 25
Mileage 26 at 8 2.08 Local \$3.00
John J. Francis, Sheriff Marion Co. O.

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

11688

In the Probate Court of Union County, Ohio.
No. 11688

Entry
Gdn. ad. litem

Entry appointing Guardian ad litem
for the minor defendants
John L. Strawser,
Florence Strawser and
Lloyd Strawser.

This day this cause came on to be heard and was heard
on the application of the Plaintiffs to appoint a Guardian
ad litem for the defendants John L. Strawser, Florence Strawser,
and Lloyd Strawser and it appearing to the court that
said minor defendants, and each of them, have been
duly served with process herein, and have had due
and legal notice of the pendency of this action and that
said minor defendants, nor either of them, have within
20 days after the return of the summons or at any
time during the pendency of this suit, made application
to have a Guardian ad litem appointed, it is hereby
ordered that A. B. Kallefrath, an attorney at law to
and he is hereby appointed Guardian ad litem of said
minor defendants and each of them: Thereupon the said
A. B. Kallefrath, as such Guardian ad litem, appeared in
open court and accepted said appointment.

W. H. Husted, Probate Judge.

Answer of
Gdn. ad. litem

Answer of Guardian ad litem for the minor
defendants John L. Strawser Florence Strawser,
Lloyd Strawser.

now comes A. B. Kallefrath, Guardian ad litem for the
minor defendants, John L. Strawser Florence Strawser,
& Lloyd Strawser, who for appointed as such Guardian
ad litem in this action by the Probate Court of Union
County, Ohio, and for answer to the petition denies
all the allegations therein contained prejudicial
to said minor defendants and further says that
said minor defendants 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 be just.

A. B. Kallefrath, Gdn. ad. litem
for minor defendants John L. Strawser,
Florence Strawser & Lloyd Strawser

11688

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Order of appraisement

Order of appraisement
The State of Ohio, Union County, Probate Court.
To S. J. Clayton, adm. of the estate of John Cooksey,
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 Esther Clayton et al. are Defendants, you are commanded that by the oaths of W. O. Bordier, C. D. Clark, & L. L. Temple, 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, the undivided one-half interest in and to the following described premises, to wit: Situate in the township of Jackson, and bounded and described as follows, viz:

Beginning at a stone in J. D. Guthery's west line and South east corner of Mary J. Cooksey's lands; thence S. 81° W. 64.64 rods to a stone in the center of the County road and south west corner of the said Mary J. Cooksey's land; thence with center of said road S. 82° E. 28.16 rods to a stake; thence N. 87° E. 64.64 rods to a stake in J. D. Guthery's west line; thence with the said J. D. Guthery's west line N. 82° W. 28.16 rods to the place of beginning, containing eleven and thirty seven hundredths (11.37) acres of land.

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 8 day of Jan'y, 1930.
W. W. 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 Jan'y. 27 - 1930.
S. J. Clayton, adm. of the estate of John Cooksey, Dec'd

Oath of appraisers

Oath of appraisers
The State of Ohio, Union County.
We, the undersigned appraisers, do with solemn oath that we will, upon actual view, honestly and impartially appraise the within described real

11687 Its fair cash value, and perform the duties required of us, in pursuance of the foregoing order.
 W. O. Oberdier, L. B. Clark, L. L. Temple & appraisers.

Given under our hands, and signed in my presence, this 23 day of January, 1930.

S. J. Clayton, Adm. of the estate of John Cookery, Decd.

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 One Hundred Seventy Five (\$175) free of tax.

Given under our hands, this 23 day of January, 1930.
 W. O. Oberdier, L. B. Clark, L. L. Temple & appraisers

In the Probate Court, Union County, Ohio, No. 11688.

Entry approving appraisement

Entry approving appraisement and Granting Order of Sale.

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, after careful examination of the same, 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 it further appearing to the Court that it would be to the interests of said Estate to sell the real estate described in said petition at private sale, it is now ordered that said S. J. Clayton, as such Administrator, proceed and sell said real estate at private sale at not less than the appraised value thereof on the following terms, to-wit:

Cash on delivery of deed.

W. H. Husted Probate Judge

Approved:

Order of Sale

Order of Sale, Free of Tax.
 The State of Ohio, Union County,
 Probate Court.

To S. J. Clayton, Adm. of the estate of John Cookery, Deceased.

In obedience to an order of decree of the Probate Court.

Report of Sale

In obedience to an order of the court.

11688

within cause, and proceed less than the value. Being

Situated the town of as follows:

Beginning south of S. 81° County of Many said thence further west to contact across said said terms:

County Court.

Return

To the Court.

Report of Sale

In obedience to an order of the court.

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11688

return and for said County, made, this day, in a certain cause, wherein you, as such, administrator, are Plaintiff and --- et al. 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 following described premises, to-wit:

Being the undivided one-half interest in and to

Situate in the County of Union in the State of Ohio, and in the township of Jackson, and bounded and described as follows, viz:

Beginning at a Stone in J.D. Ruthers' west line and south east corner of Mary J. Cooksey's lands; thence S. 81° W. 64.64 rods, to a Stone in the center of the County road and south west corner of the said Mary J. Cooksey's land; thence with the center of said road S. 81 1/2° E. 28.16 rods to a stake; thence N. 81° E. 64.64 rods to a stake in J.D. Ruthers' west line; thence with the said J.D. Ruthers' west line N. 81 1/2° W. 28.16 rods to the place of beginning containing eleven and thirty-seven hundredths (11.37) acres of land.

Said sale, to be private, and to be upon the following terms:

Cash in hand upon delivery of deed.

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 28 day of January, 1930.

W. H. Husted, Probate Judge

Return

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 4 day of Feb. 1930

S. J. Clayton

Adm. of the estate of John Cooksey, dec'd.

Report of Sale

Report of Sale Private.

In obedience to the within order, I sold said premises on the 31 day of January, 1930, to Esther Clayton, for the sum of One Hundred - seventy & 55/100 Dollars, said sum being the appraised value of the same.

Dated the 6 day of Feb. 1930. S. J. Cooksey, admr.

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO

11688

The State of Ohio, Marion County,
 The above named S. J. Blayton, 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.

S. J. Blayton

Sworn to before me and signed in my presence this 4th day of
 February, 1930.
 John M. Maskey,
 Notary Public, Marion County, Ohio.

John M. Maskey, La Rue, Ohio

In the Probate Court of Union County, Ohio,
 No. 11688

Entry Confirming Sale of Real Estate
 at Private Sale

Entry
 Confirming Sale
 at
 Private Sale

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 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 this Court.

Wherefore it is ordered that the same be and
 is hereby approved and confirmed. And it is further
 ordered that the said S. J. Blayton as such Adm., pay
 to the purchaser, Esther Blayton, a good and sufficient
 deed for the premises so sold. And the Court
 coming now to the distribution of the proceeds
 of said sale amounting to One Hundred Seventy Dollars
 & Seventy five cents (\$170.⁷⁵), it is ordered, that said
 Administrator, out of the money in his hands, pay
 first to the Treasurer of the County of Union, State of
 Ohio, the taxes, penalties, and interest thereon against
 said property, to wit: the sum of _____ Dollars. ()
 secondly, costs and expenses incurred in the sale
 of said land to this Court, in the sum of
 Twenty six and ³⁶/₁₀₀ Dollars. (\$26.³⁶)
 third, to the administrator his compensation in the sum
 of Ten Dollars and thirty three cents (\$10.³³); fourth,
 to Anthony Stralitz, M. M. Muthery, attorneys, reasonable
 compensation for their services herein; fifth,
 distribute the balance, if any, according to law.

11688

orders
 S. J. Blayton
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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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orders of this court.

W. H. Husted, Probate Judge

In the Probate Court of Union County, Ohio.
Entry, Ordering Sale of Real Estate
To Pay Debts.

Entry
Ordering
Sale of
Real Estate

D. J. Clayton, Adm. of
The Estate of,
John Cooksey, Decd.
Plaintiff.

No. 11688

Entry,

Esther E. Clayton et. al.
Defendants.

This day this cause came on to be heard and was heard upon the petition of the Plaintiff for the purpose of having the real estate therein described sold to pay debts and costs of administration of the decedent and also upon the return of summons issued and upon the answer of the Guardian ad litem of the minor defendants, John L. Strawser, Florence Strawser and Lloyd Strawser, and the evidence and the court being fully advised in the premises, finds that all of the defendants herein have been legally served with process and notice of this action and that they all have been notified of the pendency and prayer of the petition, as prescribed by law.

And the court further finds that the allegations of the petition are as to the debts and liabilities, true & that it is necessary to sell the real estate in the petition described to pay the debts of the decedent and the costs of administration; and

The Court further finds that the said John Cooksey died leaving no widow surviving him.

Wherefore It is considered and ordered by the Court that W. O. Herdier C. B. Clark, & L. L. Temple, three judicious & disinterested men freeholders, of the vicinity of Union County, after being just duly sworn, and upon actual view of the premises in said petition described, proceed to appraise the said premises in the petition described at its cash value, free from debt, and that an order issue to said Administrator accordingly and that he make due return of said appraisement to this Court for Confirmation.

W. H. Husted, Probate Judge

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

10651

Petition to Sell Real Estate

Probate Court, Union County, Ohio.

Nov. 7 - 1925

F. A. McAllister,
attorney

Marion E. Kagay, executrix
of the Last Will and Testament
of Charles E. Kagay, deceased
Plaintiff

Petition

vs.
Marion E. Kagay, widow;
Louise Kagay;
Edmund Kagay;
Jean Kagay;
Linn Kagay, ^{an.}
John Kagay, minor
heirs of Charles E. Kagay, deceased,
The Richwood Banking Company, ^{an.}
Evaline Koeden.

To Sell Real Estate

Defendants.

Petitioner represents that she was on the 14. day of April 1925 duly appointed and qualified executrix of the last will and testament of Charles E. Kagay, late of Union County, Ohio, deceased, and is still acting as such executrix; that the said Charles E. Kagay was the same person as C. E. Kagay, deceased, named in the Letters Testamentary and other proceedings herein; that the total amount of the debts due from the deceased is five thousand two hundred and ten dollars (\$5210.00) as near as 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 (\$100.00); and that the total value of the personal estate and effects of the deceased, is but \$1408.00 being wholly insufficient to pay the debts and costs aforesaid.

The plaintiff further represents that the said Charles E. Kagay died seized of the following described real estate, to-wit:

(1) Lots Fifty three (53) and Fifty four (54) in Maddy's Fifth addition to Coal Grove, Ohio, as shown on the recorded plat thereof;

(2) The following described real estate situated in Old Township, Lawrence County, Ohio to-wit:

The east one-half of the N.W. quarter of the S.W. quarter of section nineteen (19) township four (4) range seventeen (17) containing forty (40) acres, more or less subject, however, to the mineral rights therein heretofore reserved; and being the same premises

MC MANUS-THROUP CO., TOLEDO, OHIO

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MC MANUS-THOUF CO., TOLEDO, OHIO - 79204

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conveyed to said Charles E. Kayay by Edward L. Ferrell as executor of the estate of John Ferrell, deceased, and Mary E. Ferrell, February 28, 1920, recorded in Vol. III page 162, Lawrence County, Ohio. Deed Records.

(3) An undivided one-half (1/2) interest in the following described real estate, to-wit:

Situate in the County of Union and State of Ohio, and village of Richmond, being part of Survey No. 6793, and being two (2) one-third acres off the south end of the five acre lot taken off the east side of the following described tract of land conveyed to George W. Court by W. D. Conkright, Viz:

Beginning at a stake in the center of the roads No. Bellefontaine State Road: thence N. 17° 30' W. 90 poles to a stake corner to lot once sold to James Baker by Charles P. Morse; thence N. 85° E. 36 poles to a stake corner to a lot sold by Silas Y. Strong to Catharine Barney; thence S. 17° 30' E. 88 poles to the S.W. corner of said Barney lot; thence S. 72° 30' W. 36 poles to the place of beginning, containing twenty acres more or less. The five acre lot herein referred to being off the east side of said twenty acre tract and of equal width from north to south. Said two and one-third acres herein described being the same premises conveyed to Charles E. Kayay and Marion C. Kayay by Martha W. Stennesson, and husband, by deed dated April 1, 1914, and recorded in Vol. 110, page 98, Union County, Ohio. Records of Deeds.

Petitioner

Plaintiff represents, that the said real estate was appraised in accordance with the order of the Probate Court of said Union County, Ohio, by the appraisers of the personal estate of said decedent, free from any dower estate therein, and that the amount of said appraisement of the several parcels of real estate herein above described, free of dower, as aforesaid, is, as follows:

- The first tract above described appraised at ten (\$10.00) dollars;
- The second tract above described appraised at one hundred dollars (\$100.00);
- The third tract (the said undivided one-half interest) above described appraised at two thousand dollars (\$2000.00)

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO

Plaintiff represents that said decedent died leaving a last will and testament which has been duly admitted to probate in said Probate Court; that the defendant, Marion C. Kayay, is 43 years of age, and is the widow of said decedent; that the defendants Louise Kayay, Edmund Kayay, Jean Kayay, Linn Kayay, and John Kayay are minors and children of and only heirs at law of said decedent and that said minor heirs and said widow are the only legatees and devisees named in said Will, and are the only persons under said Will having any interest in the real estate above described; that Donald Kayay, a minor heir of and legatee and devisee of said decedent, under said Will, has since the probate of said Will, died intestate, leaving said Louise Kayay, Edmund Kayay, Jean Kayay, Linn Kayay, and John Kayay, his only heirs at law; that under and by virtue of the said will, a copy of which is hereto attached, marked exhibit B, and made a part hereof the said Marion C. Kayay was devised a life estate in the real estate above described; that after the probate of said Will the said defendant, Marion C. Kayay, duly elected to take under the Will aforesaid, thereby barring herself from all right of dower in the said real estate; and that she, said Marion C. Kayay, has no dower interest in said real estate; that the defendants, The Richmond Banking Company and Eraline Holden, each claims to have a mortgage lien against the third tract of land above described.

The plaintiff therefore prays that the rights, interests and liens of the said The Richmond Banking Company and Eraline Holden, may be fully determined, adjusted, and protected according to equity; and that the petition may be authorized and ordered to sell said real estate, free from dower and for all other proper orders, and relief in the premises.

J. A. McAllister
Attorney for Plaintiff.

Affidavit

State of Ohio, County of Union, ss.

Marion C. Kayay, being duly sworn, says that she is plaintiff in the foregoing petition to sell real estate and that the various matters therein set forth in said petition are through the best of her knowledge and belief

Marion C. Kayay

Sworn to before me, and signed in my presence this 4. day of Nov. 1925
Arthur Fletcher Notary Public

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

Exhibit A.

Schedule of Debts of Charles E. Kayay, Dec'd.

- 1. Richard Herberter note 90⁰⁰
- 2. Nora Lake note 240⁰⁰
- 3. Emory Taylor 125⁰⁰
- 4. Miscellaneous accts. 125⁰⁰
- 5. The Richmond Banking Co. (1/2 mty. note) 885⁰⁰
- 6. Evaline Holder " " " 750⁰⁰
- 7. Clairborne Manselium Endowment Fund. 1450⁰⁰
- 8. years support 1500⁰⁰

Exhibit B. Last Will and Testament.

In the name of the Omnipotent Father of all:

copy of this

I, Charles E. Kayay of the County of Richmond, State of Ohio, do make and publish this my last Will and Testament:

First:

my will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease, as may be found convenient.

Second:

I give, devise and bequeath to my beloved wife Marion C. Kayay, all my personal property, including notes, money, securities, remaining after debts are paid, and the use of my real estate during her life time.

Provided, however, that in case we have one or more children, then the entire estate is to be used for the maintenance of both my wife and children until the children become of legal age, after which they are to come into possession of one half of my estate, and the remaining one-half at the death of their mother.

I do hereby nominate & appoint Marion C. Kayay Ex^r of this my last Will and Testament.

I hereby revoke all other Wills by me heretofore made. In Testimony whereof, I hereunto subscribe my name at Richmond O. this 14 day of October, in the year of our Lord One thousand Nine Hundred & Two.
Charles E. Kayay.

MC MANUSCRIPT CO., TOLEDO, OHIO - 79204

MC MANUSCRIPT CO., TOLEDO, OHIO

10651

The foregoing instrument was signed at the end thereof by the said Charles E. Kayay in our presence, and we heard him acknowledge the same as his last will and Testament, and at his request and in his presence we hereto respectively subscribe our names as attesting witnesses, at Richmond, O. This 14-day of Oct. 1910.

Jessie Jones, witness at Richmond, O.
 Eva M. M. Strick " " " "

10651

petition the sa

answer.

Probate Court, Union County, Ohio.
 Praeside

Praeside

To the Probate Judge:
 Issue summons for the said Louise Kayay, Edmund Kayay, Jean Kayay, Linn Kayay, John Kayay, minors who reside with their mother, Marion C. Kayay, at No. 219 East Blagron St., Richmond Union Co. Ohio, defendants herein, directed to the plaintiff returnable according to law. The other defendants will enter their appearance.

F. A. McAllister Plaintiff's attorney.

In the Probate Court, Union County, Ohio.
 Sept. 1925

Filing Petition

Journal entry.

Filing Petition to sell Real Estate.
 This day came the Plaintiff Marion C. Kayay, as ex^{tr}, of the last will and Testament of Charles E. Kayay, dec^d.^{ans} presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said Charles E. Kayay, 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 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. &c. This cause is continued.

W. W. Husted, Probate Judge

Wains

Wains of Summons.

Probate Court, Union County, Ohio.
 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

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

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petition in said action according to the prayer of the same.

Nov. 7 - 1925:

Marion C. Kagay,

The Richmond Banking Co.,

by J. F. Rapp Cashier & agt.

answrr.

Probate Court, Union County, Ohio,

answrr. of The Richmond Banking Company.

Now comes the defendant The Richmond Banking Co., a Corporation, duly incorporated under the laws of the State of Ohio, and files herein its cross petition and says that the said decedent Charles E. Kagay and his estate is indebted to this defendant upon a promissory note, a copy of which is hereto attached marked Exhibit A, and made a part hereof.

That the interest on said note has been paid to June 30 - 1925, and that no other payments have been made on the same, and that there is owing on this said note to this defendant the sum of \$1760.⁵⁵ with interest from the said 30-day of June, 1925, at the rate of 7%, which the defendant claims.

This defendant further says that on the 20-day of March, 1922, the said Charles E. Kagay, now deceased, and the plaintiff, Marion C. Kagay, in order to secure the payment of said note duly executed, acknowledged, & delivered, to this defendant, its successor and assigns all of the third parcel of real estate, described in petition, being all of the real estate in said petition situate in the village of Richmond, County of Union Co., Ohio, and on the 27-day of March, 1922, at 2:55 o'clock P.M. said mortgage was duly filed for record & was recorded in volume 89, page 219 of mortgage records of said Union County, Ohio.

There is unpaid on said indebtedness said sum of \$1760.⁵⁵ principal and interest at the rate of 7% per annum, from and after June 30 - 1925.

That the mortgage aforesaid is a lien on said premises second only to the mortgage of Evadine Bolden

Wherefore defendant prays the protection of the Court for its said claim and lien, and that in the event

MC MANUSCRIPT CO., TOLEDO, OHIO - 79204

MC MANUSCRIPT CO., TOLEDO, OHIO

1065-1 of a sale of the said premises in the petition described, the proceeds may be applied to the satisfaction of the said claim and lien in the order of its priority and for all other relief as may be proper in the premises

F. A. Wallister
attorney for Plaintiff

affidavit

affidavit

State of Ohio, Union County, ss.

J. F. Rapp being duly sworn, says that he is cashier of and agent for the above answering defendant.

The Richmond Banking Company, a corporation, and the various matters and things set forth in the foregoing answer are true as he verily believes

J. F. Rapp

Done to inform me and signed in my presence this 6-day of November, 1925 Arthur Fisher, Notary Public.

" Exhibit A.

On demand, after date for value received he jointly and severally promised to pay to the Richmond Banking Co., or order, at its office, seventeen hundred, sixty and 55/100 Dollars with 7% payable semi-annually from date until due, and with interest at 5% per annum on all unpaid principal and interest after due until paid, interest payable semi-annually.

C. E. Kagay
Marion Kagay

This 27. day, Dec. 1925

Waiver

Waiver

Probate Court, Union County, Ohio

The undersigned defendant to the Petition in the above entitled action, enter appearance, and consent to the sale of the Real Estate described in petition

Nov. 19-1925-

Eveline Bolden

Summons

Summons on Petition to Sell Real Estate.

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

To the executor of the Estate of Charles E. Kagay, Dec'd.

You are commanded to notify Louise Kagay, Edmund Kagay, Jean Kagay, Linn Kagay, and John Kagay, minors. Also Marion C. Kagay, mother of said minors, and with whom said minors reside, that on the 7-day of November A.D. 1925: Marion C. Kagay, executor of the Last Will and Testament of Charles E. Kagay

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Final Record, Union County Probate Court

MC MANUSCRIPT CO., TOLEDO, OHIO - 79204

10651

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 of said decedent and that unless they answer by the 12-day of Dec. 1925. said petition will be taken as true and an order granted accordingly.

Said Executrix will make due return of this writ on the 20. day of Nov. 1925.

Witness my hand and the seal of said Court. This 7. day of November. 1925. See W. H. Husted Probate Judge

Carle

The State of Ohio, Union County

I Marion C. Kayay, being duly sworn, say that on the 12. day of November. 1925. I served this writ by delivering a copy hereof personally to the following named persons: to wit:

- Louise Kayay, Edmund Kayay, Jean Kayay, Linn Kayay
- J. John Kayay, minors.
- Marion C. Kayay

Sworn to before me and signed in my presence this 12. day of Nov. 1925. See Arthur Fletcher

Notary Public

Warrant

We the undersigned, defendants do each of us acknowledge due and legal service of the within

Summons
Marion C. Kayay
mother of said minors

present.

In the Probate Court Union County Ohio.

Answer of Evaline Bolden.

Now comes Evaline Bolden, and files herein her cross petition and says that the said decedent Charles K. Kayay and his estate is indebted to this defendant upon a promissory note, a copy of which is hereto attached marked exhibit A. and made a part hereof.

That the interest on said note has been paid to Mar. 1. 1925. and that no other payments have been made on the same. & that there is owing on this said note to this defendant the sum of \$1500.00 with interest from the said 1st day of March. 1925. at the rate of 7% per annum, which

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

10651

the defendant claims

This defendant further says that on the 1st day of March, 1920, the said Charles E. Kayay, now deceased, Plaintiff, Marion C. Kayay, in order to secure the payment of said note duly executed, acknowledged and delivered to this defendant, its successors and assigns of the third parcel of real estate described in plaintiffs petition being all of the real estate in said petition situate in the Village of Richwood County of Union, Ohio, and on the 18 day of March 1920 at 10:00 o'clock A.M. said mortgage was duly filed for record and was recorded in volume 74 page 361 of mortgage records of said Union County, Ohio.

There is unpaid on said indebtedness said sum of \$1500⁰⁰ principal and interest at the rate of 7% per annum, from and after March 1-1920:

That the mortgage aforesaid is the first and best lien on the said premises

Wherefore defendant prays the protection of the Court for its said claim and lien and that in the event of a sale of the said premises in the petition described, the proceeds may be applied to the satisfaction of the said claim and lien in the order of its priority and for all other relief as may be proper in the premises.

F. A. M. Allister

Atty. for Defendant.

affidavit

Affidavit

State of Ohio, Union County, ss.

Eveline Holden, being duly sworn, says that she is the above answering defendant and the various matters and things set forth in the foregoing answer are true as she verily believes.

Eveline Holden.

Sworn to before me, and signed in my presence, this 19-day of November, 1925

Arthur Fleisher,

Notary Public

Exhibit A.

\$1500⁰⁰

Richmond, O. Mar 1-1920.

Three years after date, as principal debtors, we jointly and severally promise to pay to the order

10651

of Eva Fifteen with Writen

Dismissal

The Pl defendant

this dismissal action to una

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

10 651

of Evaline Holden, et. The Richmond Banking Co.
 Fifteen hundred and ⁷⁰/₁₀₀ Dollars for value, received
 with interest at the rate of 7% per annum.
 Witness our hands & seal this 1st day of March 1920
 C. E. Kagay
 Marion C. Kagay

Dismissal

Dismissal of Action

Probate Court, Union County, Ohio.

The Plaintiff hereby dismisses the above entitled action
 without prejudice and requests that no record be made
 F. A. M^o. Allison Atty.

Entry of Dismissal

This day came the plaintiff by her attorney and
 dismissed this action without prejudice to a future
 action. Ordered that no record of this action
 be made.

W. H. Husted. Probate Judge -

Final Record, Union County Probate Court

MC MANUSCRIPT CO., TOLEDO, OHIO - 79201

MC MANUSCRIPT CO., TOLEDO, OHIO

11677
Nov. 2 - 1929.
Norman C. Black
Atty.

Petition for sale of Land to Pay Debts.
In the Probate Court.

The State of Ohio, Union County: ss.
Sam J. Gingench, admr. of
the estate of
Martha Gingench, Deceased.
Plaintiff

No. 11677.

Sam J. Gingench, widower of
Martha Gingench.
Eli S. Gingench, age 14 years
Ura Gingench " 12 "
Ida May Gingench " 10 "
and John S. Gingench " 6 "
only heirs at law and next of kin of
Martha Gingench, deceased.
Defendants.

Petition for sale of
Land to Pay Debts.

Petition

The Plaintiff represents that he is the duly appointed
qualified and acting administrator of the estate of
Martha Gingench, deceased, late of Union County: that
the valid debts due from her estate are in excess of Six
Hundred Dollars, as nearly as can be ascertained, a
schedule of which is herewith given and made part
hereof: that the charges of administration, including
administrator's compensation and commission and
attorneys fees in said estate will amount to one Hundred
dollars: that the decedent left no personal estate except an
account against her father's estate in settlement among the
heirs thereof amounting to \$188.00 which said amount
is wholly insufficient to pay debts and charges of administration.

The plaintiff further represents that said decedent
died seized in fee simple of the undivided one-seventh
interest in the following described real estate:-

Situated in the county of Union, State of Ohio,
Township of Dushy and in the Virginia Military District,
bounded and described as follows:

Beginning at a stone at the intersection of the
center of the Plain City and Unionville Grand Road with
the Post Road: thence with two consecutive lines following
the center of said Post Road N. 74° 57' W. 92.24 poles
to a stone: thence N. 81° 13' W. 21.84 poles to a
stone: thence N. 8° 47' E. 69.24 poles to a stake in the
center of the P.C.C. & St. L. R.R.: thence with the center
of said rail road S. 66° 58' E. 58.56 poles to a stake,
in the center of the said Plain City and Unionville

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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Gravel Road: Thence with the center of said road S. 72° 32' E. 86.08 poles to the beginning containing 32.80 acres of land with 1.12 acres occupied by said rail road, being about 5.35 acres in Survey # 7751 and 7754 and 26.33 acres in Survey # 3162.

Plaintiff further represents that said real estate was appraised by the appraisers of the personal estate, in accordance with an order of this Court, and that the amount of said appraisement is Seven Hundred Dollars.

The decedent died leaving the defendant, Sam J. Gingenich, her widow who is entitled to dower in said premises and is 38 years of age; that the defendants, Eli S. Gingenich aged 14 years, Vera Gingenich aged 14 years, Ida May Gingenich, aged 10 years, and John S. Gingenich, aged 6 years, are the only heirs at law in next of kin, having the next estate of inheritance in said premises.

Wherefore plaintiff prays that the dower of said widow in said premises may be assigned and set off to him, or the value thereof paid to him in money out of the proceeds of said sale as she may elect; that the interests of all defendants may be adjusted & protected; that the plaintiff may be authorized to sell said premises according to the statute in such cases made and provided; and for all other and further orders and relief to which he may be entitled in law and equity.

Sam J. Gingenich
Adm. of the estate of
Martha Gingenich, dec'd.

Howard C. Black, atty. for plaintiff.

Schedule of debts.

Dr. Boylan \$13 ⁰⁰	Dr. Lucas 4 ⁵⁰	Dr. Jankeman 79 ⁰⁰
Dr. Colmes 228 ⁵⁰	Dr. Coons 64 ⁰⁰	Dr. Barnett 3 ⁰⁰
Dr. Harris 83 ⁰⁰	Dr. Layzell 15 ⁰⁰	Dr. Benson 15 ⁰⁰
Trust Hospital 96 ⁶⁰	Jay D. Ferguson, \$15 ⁰⁰	a total of
Six Hundred Thirteen and 60/100 (\$613 ⁶⁰)		Dollars.

State of Ohio, Madison Co. ss -

Oath

I, Sam J. Gingenich, the plaintiff adm. in the foregoing petition, being duly affirmed, say that the various matters and things set forth in said petition are true to the best of my knowledge & belief affirmed before me, and subscribed in my presence this 31-day of Oct. 1931. Jay D. Ferguson, Notary Public T.A.P. F.B.K. W.S.O.M.

MC MANUS-TRUP CO., TOLEDO, OHIO-72104

11677 my commission expires August 1931.
Sam. J. Gingrich.

In the Probate Court, Union County, Ohio
Nov. 2, 1929

Filing Petition

Journal entry. Filing Petition to sell Real Estate.
This day came the plaintiff Sam. J. Gingrich, admr. of the estate of Martha Gingrich and presented to this Court his petition duly verified praying an order for the sale of real estate of said Martha Gingrich 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. Husted, Probate Judge

Summons

Summons on Petition to Sell Real Estate

The State of Ohio Union County, to Howard C. Black,
you are hereby commanded to notify Sam. J. Gingrich and the following named who are minors, to wit:

Eli S. Gingrich, Vera Gingrich, Ida May Gingrich ^{and}
John S. Gingrich 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 minor or with whom they live; that on the 2nd day of Nov. 1929 Sam. J. Gingrich, admr. of the estate of Martha Gingrich 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 7th day of Dec. 1929, said petition will be taken as true, an order granted accordingly.

The server will make due return of this writ on the 18th day of Nov. 1929.

This writ to be served on each of said defendants, by copy personally.

Witness my hand and the seal of said Court, this 8th day of Nov. 1929

W. Husted
Probate Judge

MC MANUS-TRUP CO., TOLEDO, OHIO

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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Return of Service

Received this writ on the 8 day of Nov. 1929, at 3 P.M. and on the days and in the manner hereinafter named. I served the same on the within named defendants, viz: November 8-1929, on Eli Gingeich, Service Ura Gingeich, Ida May Gingeich, and John S. Gingeich and as to the within named defendants who are minors and on Sam J. Gingeich, the father of the said Eli S. Gingeich Ura Gingeich, Ida May Gingeich and John S. Gingeich
 Howard C. Black.

The above named Howard C. Black who has signed the same being duly sworn says the foregoing Return of Service is true as he verily believes.

Sworn to before me and signed in presence this 8 day of Nov. 1929
 W. H. Husted, Probate Judge

application to sell at private sale

application to sell Real Estate at Private Sale Probate Court, Union County, Ohio.

Private Sale

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

Within the area around this land at public sale real estate has been selling at or about 75% its appraisement at public auction and in case of private sale it must bring at least the amount of the appraisement and purchaser knowing that it cannot be bought for less than the appraisement if willing to buy know at least the lowest price for which it can be bought, and so it can be made to bring at least the appraisement.

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

Sam J. Gingeich, Adm. of the Estate of Martha Gingeich, deceased

On the

The State of Ohio, Madison County
 Sam J. Gingeich being duly affirmed says that the various matters set forth in the foregoing application are true as he verily believes.

Sam J. Gingeich

Affirmed to before me and signed in my presence this 14 day of January, 1930.

Howard C. Black, Notary Public

my commission expires 12-31-'31.

MC MANUSCRIPT CO., TOLEDO, OHIO - 72204

MC MANUSCRIPT CO., TOLEDO, OHIO

11677
 Affidavit of Disinterested Person.
 The State of Ohio, Madison County.
 C. D. Perkins and H. B. Walker being duly sworn, say
 that they know the various matters set forth in the foregoing
 application are true as they verily believe.
 Sam J. Gingrich
 Affirmed to before me, signed in my presence, this 14
 day of January, 1930.
 Howard C. Black, Notary Public
 My Commission expires 12-31-1931

affidavit
 Affidavit of Disinterested Person.
 The State of Ohio, Madison County.
 C. D. Perkins and H. B. Walker 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
 the said Martha Gingrich to sell said real estate at
 private sale than at public sale, for the reasons therein
 set forth, as they verily believe.
 C. D. Perkins
 H. B. Walker
 Sworn to before me, and signed in my presence, this 14
 day of January, 1931.
 Howard C. Black
 Howard C. Black, Notary Public

Answer of
 Widower
 Answer of Widower.
 Probate Court, Union County, Ohio.
 And now comes Sam J. Gingrich 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 said Martha Gingrich deceased,
 and as such is entitled to dower in the premises
 described in said petition, that his age is 38 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 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 lieu
 thereof out of the proceeds of the sale, by such
 sum of money, as the Court deems the just and
 reasonable value of his dower interest in said
 real estate.
 Sam J. Gingrich

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MC MANUSCRIPT CO., TOLEDO, OHIO-79204

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 The State of Ohio Madison Co.
 Sam J. Gingsrich being duly affirmed says that the statements in the foregoing answers are true, as he truly believes.
 Sam J. Gingsrich,
 affirmed to before me, and signed in my presence,
 this 8. day of November, 1929.
 Howard C. Black
 Howard C. Black, Notary Public

appt. for
 Application for Appointment of
 Guardian ad litem,
 Probate Court, Union County, Ohio.
 To the Hon. W. H. Husted, Judge, of said Court:
 The undersigned Sam J. Gingsrich, Adm. etc., makes application for the appointment of a Guardian ad litem for the minor defendants in the above entitled case.
 The defendant Eli S. Gingsrich is 14 years of age;
 Ira Gingsrich is 12 years of age;
 Ida May Gingsrich is 10 years of age, and
 John S. Gingsrich is 6 years of age.
 Respectfully, The defendant Eli S. Gingsrich of the age of 14 years, and has been duly served with summons herein and has neglected for 20 days after the return of the appointment of a guardian ad litem.
 The undersigned suggests that William J. Porter, who is a suitable person to be appointed as such Guardian ad litem.
 Respectfully,
 Sam J. Gingsrich.

Probate Court, Union County O. Nov. 29, 1929.
 Appointment of Guardian ad litem
 This day Sam Gingsrich appeared in open Court & 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 Eli S. Gingsrich is of the age of fourteen years, and has been duly and legally served with summons herein, and has for more than 20 days neglected to make application for the appointment of a guardian ad litem, it is ordered, that William J. Porter be and he hereby is appointed Guardian for the said minors, for the suit.
 And now comes the said William J. Porter, and in open Court accepts said appointment
 W. H. Husted, Probate Judge

MC MANUS-TRUP CO., TOLEDO, OHIO - 72701

MC MANUS-TRUP CO., TOLEDO, OHIO

11677

Answers of Guardian Ad Litem
Probate Court, Union County, Ohio

Answers
Gdn. ad litem

Answers of Minor Defendants,
And now come the said Eli S. Kingerich, 14; Vera
Gingerich 12; Ida May Kingerich and John S. Kingerich 6;
the minor defendants to the petition in said cause by
William J. Porter, their guardian ad litem, heretofore
appointed in said cause by said court, ans. 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 29 day of Nov. 1929.

Eli S. Kingerich

Vera Kingerich

Ida May Kingerich

John S. Kingerich

By William J. Porter, Gdn. ad litem

Probate Court, Union County, Ohio

January 24 1930

Order for Private Sale

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 Martha Kingerich deceased
did leave 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 Martha
Kingerich, 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
thereupon further ordered, that said Sam. J. Kingerich, 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:

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
thereupon further ordered, that said Sam. J. Kingerich, 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.

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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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

Order of Sale free from, Dower.
The State of Ohio, Union County, Probate Court.
To Sam. J. Kingerich, adm. of the estate of
Martha Kingerich, 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 Martha Kingerich deceased, are Plaintiff and Sam. J. Kingerich, 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 Sam. J. Kingerich, widow of Martha Kingerich deceased, is the undivided one-seventh of the following described premises, to-wit:

Situated in the county of Union, State of Ohio, Township of Dary, and in the Virginia Military District, bounded & described as follows:

Beginning at a stone at the intersection of the center of the Plain City and Unionville Gravel Road with the Post Road; thence two consecutive lines, following the center of the said Post Road N. 74° 57' W. 92.24 poles to a stone; thence N. 81° 15' W. 71.84 poles to a stone; thence N. 8° 47' E. 69.24 poles to a stake in the center of the P.C.C. & St. L. R.R. thence with the center of said railroad S. 66° 58' E. 58.56 poles to a stake in the center of the said Plain City and Unionville Gravel Road; thence with the center of said road 27-32' E. 86.08 poles to the beginning, containing 32.80 acres of land, with 1.12 acres occupied by said railroad, being about 5.85 acres in Survey # 7751 and 26.33 acres in Survey # 3162.

Said Sale, to be for cash, in hand.

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 24. day of Feb. 1930.

W.H. Husted
Probate Judge

11677
 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.
 Feby. 26 - 1930.
 Sam. J. Kingrich.

Report of
 sale
 Report of Sale
 In obedience to the within order, I sold said premises on the within order, I sold said premises on the 24 day of February, 1930, to Eli J. Miller for the sum of seven hundred and fourteen Dollars, said sum being more than the appraised value of the same.
 Sam. J. Kingrich, adm. of the estate of Martha Kingrich, dec'd.
 Dated the 24 day of Feby. 1930.

Oath
 The State of Ohio, Madison County.
 The above named Sam. J. Kingrich, adm. of the estate of Martha Kingrich, et al. being duly affirmed, say that the sale above reported has been made after diligent search to obtain the best price for said property, and that said sale is for the highest price he could get for said property.
 Sam. J. Kingrich
 Brought to before me, and signed in my presence, this 24th day of February 1930.
 Howard C. Black,
 Howard C. Black, Notary Public
 By commission expires - 12-3-93.

Confirming
 Sale
 Probate Court, Union County, O. January 1930.
 Confirming Private Sale, and
 Distributing Proceeds
 This cause came on this day to be heard upon the report of the plaintiff of sale, made to Eli J. Miller, for the sum of seven hundred and fourteen Dollars, as herein before ordered, and the proceedings appearing in all respects regular, and in conformity to law, they are hereby approved, and confirmed.
 And the said Sam. J. Kingrich said, adm., is ordered to execute and deliver to the said purchaser a good and sufficient deed for the premises, so sold.
 And the said Sam. J. Kingrich having by his answer to receive in lieu of

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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his down, its value in money. The Court finds the just and reasonable value thereof to be one hundred seventy-four ^{and} $\frac{72}{100}$ Dollars \$174⁷²/₁₀₀

Distribution

And the Court coming now to distribute the proceeds of said sale amounting to \$ 714⁰⁰ (the said Eli J. Miller having elected to pay the same in cash, and the Court approving the same, as being for the best interest of said estate)

It is ordered, that said Adm. out of the money in his hands pay:

2nd The costs and expenses incurred in the sale of said property, amounting to the sum of \$ 16⁰⁰, as follows:

It is ordered that the balance of said fund amounting to \$ 523²³ be accounted for by said Adm. according to law.

W. H. Husted, Probate Judge

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

11604
filed
June 28,
1929
F. de Roy Allen
Atty.

Petition for Sale Real Estate
In the Probate Court Union County Ohio
Case No. 11604

F. LeRoy Allen, Administrator
of the estate of
John Farmer, Deceased. Plaintiff

William Farmer
James Farmer
Lloyd Miller Bon. ^{an.}
The Union County Savings ^{an.}
Loan Co.

Defendants

Petition

The Plaintiff represents that he is the duly appointed and qualified Administrator of the estate of John Farmer late of Richmond Union County Ohio deceased; that the amount of debts due from the deceased is approximately Six Hundred (\$600⁰⁰) Dollars as near as can be ascertained; that the charges of administration of said estate will amount to about One Hundred (\$100⁰⁰) 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 John Farmer died seized in fee simple of the following described real estate, to wit:

Situated in the Village of Richmond County of Union and State of Ohio, and being all of Lot No. 634 in Orrin Beevers Addition to said Village. For a more specific description reference is hereby made to the recorded plat of said Addition in the Recorder's office at Marysville Ohio.

The said decedent died leaving no widow or any one entitled to dower in said premises.

The defendants William Farmer, and James Farmer are the only heirs at law, and next of kin of said decedent having the next estate of inheritance from said John Farmer, deceased, in said premises.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

The defendant, Lloyd Winter & Son, is a partnership and claims a lien on said real estate by reason of a mortgage, and the defendant, The Union County Savings and Loan Co., is a corporation duly organized and existing under and by virtue of the laws of the State of Ohio for such made and provided, and it claims a lien on said real estate by reason of a mortgage.

Wherefore, plaintiff prays that the rights, interests and liens of the said Lloyd Winter and Son, and The Union County Savings and Loan Co., may be fully determined, adjusted and protected according to equity and that he may be authorized and ordered to sell said real estate free from donor according to the statute in such cases made and provided, and for all other proper orders and relief in the premises.

F. Le Roy Allen, Administrator

State of Ohio, Union County, ss.

F. Le Roy Allen, Adm. of the estate of John Jamner, decd., being duly sworn, says that the various matters and things set forth in this his Petition are true, as to the best of his knowledge, and belief.

F. Le Roy Allen

Sworn to before me, and signed in my presence, this 27. day of June 1929.

W. H. Husted, Probate Judge

In the Probate Court of Union County, Ohio.

June 28- 1929.

No. 11604

Journal Entry

Being Petition to Sell Real Estate.

This day came the Plaintiff F. Le Roy Allen, adm. of the estate of John E. Jamner, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said John E. Jamner, 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 hereof, and prayer of the said petition

MC MANUS-THOUF CO., TOLEDO, OHIO-79201

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. W. Husted, Probate Judge

Waiver of Summons & Consent to Sell.

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

July 3-1929

Lloyd Winter

Wm. Zanner

James A. Fauner

Bessie L. Fauner

The Union County Savings & Loan Co.

Paul W. Hony, Secy

Probate Court, Union County, Ohio.

Case No. 11604

Answer & Cross Petition of

The Union County Savings & Loan Co.

Answer

Now comes the defendant, The Union County Savings & Loan Company, and admits it is a corporation duly organized under the laws of the State of Ohio, and that its principal place of business is located at Marysville Ohio.

The defendant, for lack of knowledge of the facts set forth in the petition, denies each and every allegation therein contained

Cross Petition.

The defendant, The Union County Savings & Loan Company, says that on the 23 day of May, 1928, the said John Fauner and Martha E. Fauner executed and delivered to this defendant their promissory note for the principal sum of \$175.00, with interest at the rate of 7 per cent per annum, interest payable semi-annually on the 1 day of January and July, a copy of said note with all credits and endorsements being hereto attached, marked "Exhibit A" and made a part hereof.

That there is now due and owing on said note the sum of \$65.36 with interest thereon at the rate of 7% per annum from the 1st day of July 1929.

MC MANUS-THOUF CO., TOLEDO, OHIO

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

The defendant further says, that at the time of execution of said note and, to secure the payment of the same, the said John Farmer and Martha E. Farmer, executed and delivered to the defendant their mortgage deed, conveying the following premises:

Situate in the village of Richmond, County of Union and State of Ohio and being all of lot number 634 in Ohio Beens Addition to the town of Richmond, Union Co. Ohio.

For a more specific description of said lot, reference is hereby made to the recorded Plat of said addition, duly recorded in the Records of Union County, Ohio.

Also, part of Lot no 633, in the name of William Farmer being a strip 13 feet by 186 feet (186).

Said mortgage was conditioned to secure the repayment of \$175.00 advanced to the said John Farmer and Martha E. Farmer as owners of one and three-fourths shares of defendants stock, to be repaid in weekly payments of \$1.25 per week or \$5.00 monthly, each ^{at} every month and said payments to be applied as interest and principal until the above amount was paid in full.

Said mortgage was on the 23 day of May, 1925, duly left for record in the office of the recorder of this county, and was thereafter on the 25 day of May, 1925, duly recorded in Vol. 92, page 162 of the records of mortgages of Union County, Ohio and became the first and best valid and subsisting lien on said premises.

Wherefor this defendant prays, that said real estate may be sold as prayed for in the petition and that its claim for \$65.36 with interest at the rate of 7% per annum from the 1st day of July, 1929, be first paid from the proceeds thereof and for such other relief to which this defendant may be entitled to.

John W. Dailry, attorney for defendant.

State of Ohio, Union County, ss.

Read M^c Troy being duly sworn, in accordance with law, says the facts stated and all omissions made in the foregoing answer & cross-petition are true as he truly believes.

Read M^c Troy

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MC MANUS-TROUF CO., TOLEDO, OHIO-79204

MC MANUS-TROUF CO., TOLEDO, OHIO-

Sum to before me. and subscribed in my presence. This the 19. day of July 1929.

John W. Darley
John W. Darley, Notary Public, Minn Co. Ohio

"Exhibit A"

#175. Mansville, O. May 23 - 1925.
Record as a loan from The Union County Savings^{and} Loan Company of Mansville, Ohio the sum of \$175.00 which I agree to pay 7% (per cent) interest, as follows:

I agree to pay said company - monthly - on said loan not less than \$5.00

Said monthly payments of \$5.00 or 1/2⁰⁰ weekly shall be continued until said loan with interest thereon has been fully paid.

On failure of the signer hereof to make said monthly payments for the period of 8 weeks, the whole amount then remaining due and unpaid on said loan shall forthwith become due and payable at the option of said company, notice of such option being hereby expressly waived.

And it is hereby agreed that if the signer should sell or convey the premises mortgaged to secure this loan, the whole of said mortgage shall become due and payable at the option of said company

John X^{his} Fauner.
mark

I hereby subscribe for 1 share of stock in said Co. of \$100.00 which I hereby assign to said Company as collateral security. Witnessed by Pearl Mc Droy
Beanche Chappell.

In the Probate Court, Minn Co. Ohio
Journal Entry.

On oral motion of plaintiff and for good cause shown, the within action is dismissed.

Costs incurred herein to be paid by Plaintiff
H. H. Busted.

Probate Judge-

11729
Fees.
Jan. 9 - 1930
L. B. Davis
attorney.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OHIO

and recorded in vol. of Deeds No. 23, at Page 5-37.

Also the following real estate, being part of said Survey 2671 and bounded land, described as follows:

Beginning at a stake with west corner of A. J. Ferguson's land and in the center of the Mangrove and Unionville Gravel Road; thence with the center of said Gravel Road N. 39° W. 21.20 poles to a stone and brick at the intersection of the County Road with said Gravel Road; Thence with the center of said County Road N. 88° W. 6.50 poles to a stone and brick; Thence S. 72.50° W. 49.50 poles to a stone and brick in the line between A. J. Ferguson and Geo. Morder; Thence with this line N. 56.25° E. 43.50 poles to the beginning, containing 4 acres and 120 poles of land.

Being the same premises conveyed by Geo. Morder Jr. to Anderson Ferguson, by Deed, dated February 18, 1880, and recorded in vol. of Deeds No. 48 Pg. 225.

Said and except 4 acres off of the 50 acre tract, the same, having been conveyed to J. A. Yealey.

Claimant 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, free of any debt estate therein and that the amount of said appraisement is \$1250.00. That plaintiff has given Bond as such Administrator in the sum of \$3000.00.

Said decedent died leaving the defendant Isaac Kelso, who is --- years of age her widow, who is entitled to dower in said premises; that the defendant, Emma Kelso, child and heir at law of said decedent, having the next estate of inheritance from said Hattie Kelso deceased, in said premises;

That the defendant The Peoples Saving and Loan Co., claim to have a mortgage lien in said premises.

The Plaintiff therefore prays that the dower of said Isaac Kelso in said premises may be assigned and set off to him, unless he file his answer herein & consent that the same may be sold free from his said dower; that the rights, interests and liens of the said The Peoples Saving & Loan Co. may be fully determined, adjusted and protected, according to equity and that your petitioner may be authorized & ordered to sell said real estate subject to said dower, under the widow's release the same according to law, in such cases, made and provided

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MO MANUS-TRUP CO., TOLEDO, OHIO-79204

for all other orders and relief in the premises
L. A. Davis, Atty. for Plaintiff

The State of Ohio, Madison Co. ss.
W. P. Hudson, 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.

Sworn to before me and signed in my presence this 2-day of January, 1930.

Hazel Noteman, Notary Public.
Hazel Noteman, Plain City, O.

In the Probate Court of Union County, Ohio.
Petition for an order to sell
Real Estate to pay debts.

And now comes Isaac Kels, 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 the said Mattie Kels and as such is entitled to dower in the premises described in said petition that his age is 58 years and he fully consents to the sale of said premises as prayed for and desires 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 his dower estate therein and that the value of such dower estate may be allowed and paid him in lieu thereof out of the proceeds of the sale such sum of money as the Court deems the just and reasonable value of his dower interest in said real estate.

Isaac Kels.

The State of Ohio, County of Union ss.
Isaac Kels being duly sworn says that the statements in the foregoing answer are true to the best of his knowledge and belief.

Sworn to before me and signed in my presence this 4-day of Jan'y, 1930.

L. A. Davis Notary Public.
L. A. Davis, my commission expires May, 18-1932.

MC MANUS-TRUFF CO., TOLEDO, OHIO-79204

MC MANUS-TRUFF CO., TOLEDO, OHIO

11729

In the Probate Court of Union County, Ohio
Jan. 9th 1930.
Case no. 11729

Journal entry

Filing Petition to Sell Real Estate

This day came the plaintiff W.P. Hudson, administrator of the estate Hattie Kelso, and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said Hattie Kelso, deceased, to pay the debts and the costs of administering the same, 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, jurisdiction and prayer of the said petition, and of the same 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.T. Husted, Probate Judge

Receipt

To the Probate Judge:

Issue summons for the defendant The Peoples Saving and Loan Co. Lima, Ohio.

Indorse action for order to sell real estate to pay debts.

L.A. Davis

Waiver

We the undersigned parties defendant in said cause, waive issuing and service of summons, and voluntarily enter our appearance as such defendant, and we do hereby consent to the sale of the Real Estate described in said Petition

Dated the 4th day of January 1930.

Isaac Kelso.
Emma Kelso.

Waiver

We the undersigned parties defendant in said cause, waive 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 said Petition, with leave to answer by Jan. 18, 1930.

Dated the 8 day of January 1930.

The Peoples Saving and Loan Co.

By W.C. Sifford

Secretary

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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In the Probate Court of Union County, Ohio
Judgment and Order of Sale.

no. 11729

Entry.

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 administering of the estate of the deceased and also upon the presentation of returns of summons with consent in writing to the sale as asked for by the Plaintiff and signed by each and all of the defendants including the Peoples Saving and Loan Company which holds a mortgage on the premises described in Plaintiffs petition.

And the Court finds that the allegations of said petition are true and that it is necessary to sell said real estate in the petition described to pay the debts of the deceased and costs administration.

The Court further finds that the real estate in the petition described was appraised by the appraisers of the personal estate at Twenty-five Hundred Dollars and the Court also finds that the bond heretofore given by the Plaintiff as Administrator of the estate of the deceased, Nettie Kilev in the amount of Five Hundred Dollars is sufficient. It is therefore ordered that additional bond and further appraisement be dispensed with.

It is now ordered that the said H. P. Hudson as such Administrator to proceed to advertise for sale said real estate for four consecutive weeks in a news paper of general circulation in the County where said real estate is situated and he is further ordered to sell the same at not less than $\frac{2}{3}$ on the appraised value and on the following terms, to wit:

Cash in hand.

And said Plaintiff is ordered to make return to this Court immediately after such sale.

That said H. P. Hudson is authorized to expend Ten Dollars in employing an auctioneer to cry said sale and is also authorized to expend the legal rate for newspaper advertising of said sale. Said advertising to be for four consecutive weeks in a newspaper of general circulation as above ordered.

W. H. Husted. Probate Judge.

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

Motion to Dismiss Case
 now comes the Plaintiff and moves the Court
 to dismiss the order of sale granted in the
 above entitled action for the reason that a
 petition for partition is about to be filed in the
 Court of Common Pleas of said County of Union.

L. A. Davis

Atty. for Plff.

Sustaining Motion

This day W. P. Hudson, Adm. of the estate of
 Heattie Puls, by his attorney L. A. Davis and filed
 a motion to dismiss said Cause.

It appearing that it would be to the best
 interest of the estate it is therefore ordered that
 said motion be and hereby sustained.

W. P. Hudson, Probate Judge

11700

Dec. 7-1929

R. C. Thrall,
Attorney.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79201

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Dec. 7-1929

R.L. Thrall,

Attorney.

Petition To Sell Real Estate To Pay Debts.

Probate Court, Union County, Ohio

No. 11700.

Civil Action

Petition.

No. 11700

Civil Action

Eber N. Dillon, as Administrator

De Bonis non,

with the will annexed,

of the estate of

David H. Anthony

Deceased.

Plaintiff.

vs

Vivian Gano,

Pulaski Kormanow,

Lydia Winter,

Defendants.

Petition.

The Plaintiff represents that he is the duly appointed and qualified administrator de bonis non of the estate of David H. Anthony late of Union County, Ohio, deceased; that the amount of debts due from the deceased is \$375.00 as near as they can be ascertained that the charges of administration of said estate will amount to about \$150.00 and that the total value of the personal estate and effects of said deceased is but _____ being wholly insufficient to pay the debts and costs aforesaid.

The Plaintiff further represents that said David H. Anthony 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 Liberty to-wit:

Being part of Survey 12472, 5777, 65-63, and 6776, ^{ac.} beginning at a stone two poles south 39° West from the southwest corner of Lot No. 16, in the town of Newton being in the south line of an alley; thence with said line and continuing the same course passed the West line of said town, north 51° West 23. 20/100 poles, to a stone corner to William Harrison's lot; thence with the East line of said lot South 8° West 29. 52/100 poles, to a sand, stone and brick corner to said lot; thence South 40° East 7. 28/100 poles, to a stone South west corner to C. Stratton's lot; thence with the West line of said lot North 42 1/2° East 6 1/2 poles to a stake, north-westerly corner to said lot; thence north 40° West 62/100 of a pole to a stake at the southwest corner of a lot conveyed by J. M. Gray to O. S. Argo

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

on the 28 day of November, 1874: Thence with the west line of said lot North $4\frac{1}{2}^{\circ}$ East 20 poles to the beginning.

Containing two acres and 7⁰ poles more or less.

Second tract:

Situated in Union County, State of Ohio and Village of Raymond, and bounded and described as follows:

Being all of In lot no. 15 in the town of Newton, now known as Raymond for a fuller description see plat of said Village as filed in the office of the Recorder of Union County, Ohio to which plat reference is hereby made.

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

that said decedent died leaving the defendant

that the defendants Viola Davis, Lydia Winter, and Buleah Korman, are the only heirs at law and next of kin of said decedent, having the next estate of inheritance from said David H. Anthony deceased in said premises.

The Plaintiff therefore prays that the honor of said

that the rights interests and claims of the said Viola Davis, Lydia Winter, Buleah Korman, may be fully determined, adjusted, and protected according to equity and that your petitioners may be authorized and ordered to sell said real estate according to the statute in such case made, and provided, and for all other proper orders, and relief in the premises.

Chas N. Dillan Adv.

In the State of Ohio, Union County.

Chas N. Dillan, the within named Plaintiff being duly sworn to say that the various matters and things set forth in said petition, are true to the best of his knowledge and belief.

Chas N. Dillan

Sworn to before me and signed in my presence, this 2 day of Dec. 1929.

Richard C. Thrall

Notary Public

Dec. 7-1929.

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Jan. 30-1930

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MC MANUS-THROUF CO., TOLEDO, OHIO-79204

Dec. 7-1929.

In the Probate Court of Union County, Ohio
No. 11700.

Journal Entry.

Filing Petition to Sell Real Estate.

This day came the plaintiff Ethel M. Dillon, as Adm. of, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said David H. Anthony 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 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 -

Warrant of Summons on Petition to Sell Real Estate.

Probate Court, Union County, Ohio.
Warrant.

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.

Rule E. Korman.

J. A. Korman.

Lyda Bryan.

Vivian Cavis

Jan. 30-1930

Finding Sale necessary, and Ordering 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 David H. Anthony described in the petition, to pay his debts.

It is ordered that J. W. Brown, J. S. Roberts and

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79104

MC MANUS-TRUP CO., TOLEDO, OHIO-

Elmer L. Davis three suitable and judicious disinterested men of the vicinity of said real estate who are free holders, do and they hereby are appointed to appraise said lands at their true value in money.

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 this 31 day of Jan. 1938. ² this cause is continued.

W. H.usted, Probate Judge

Order of appraisement

Order of appraisement

The State of Ohio, Union County Probate Court. To, Chas. H. Dillson, Adm. de Bonis non etc. of the Estate of David H. Anthony, 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 Adm. de Bonis non etc. are Plaintiff and Viola Caris et al. are Defendants, you are commanded that by the oaths of J. H. Bonrus, J. S. Roth, and Elmer L. Davis judicious disinterested men of the vicinity, not of kin to the petitioners, 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, to-wit:

Situated in Union County, State of Ohio, and in the Township of Liberty

Being part of Survey 12472, 5777, 65-63, Exp. 6776 and beginning at a stone two poles South 39° West from the South west corner of Lot No. 16 in the Town of Newton, being in the South line of an alley; Thence with said line and continuing the same course passed the West line of said town, North 51° West 73. 20/100 poles to a stone, corner to William Harrison's lot; thence with the East line of said lot, South 8° West 29 52/100 poles to a stone and brick corner to said lot; thence South 40° East 7. 28/100 poles to a stone, South west corner to C. Stratton's lot; thence with the West line of said lot North 42 1/2° East 6 1/2 poles to a stake, North west corner to said lot; thence North 70° West 62/100 of a pole to a stake at the South west corner of a lot conveyed by G. M. Gray to O. S. Argo, on the 28. day of November, 1874; thence with the West line of said lot North 41 1/2°

Oath of appraisers

The State of Ohio, Union County Probate Court. I, the undersigned, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of this court.

Appraisers Return

In obedience to an order of the Probate Court, we, the undersigned, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of this court.

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MC MANUS-THOUF CO., TOLEDO, OHIO-79204

East 20 poles to the beginning
containing two acres and 70 poles more or less.

Second Fact:

Situated in Union County, State of Ohio and Village of
Raymond and bounded and described as follows:

Being all of Lot no. 15 in the Town of Newton,
now known as Raymond. For a full description
see plat of said Village no. filed in the office
of the Recorder of Union County, Ohio, to which plat
reference is hereby made.

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 this 31 day of Jan. 1930.
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 the 30 day of Jan. 1930.
Eber H. Dillow, Adm.

Oath
of
appraisers

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.

J. W. Borro, J. S. Robt. Emory L. Davis & appraisers.

Shown to before me, and signed in my presence
this 30 day of January, 1930

Richard C. H. Hall,
Richard C. H. Hall, Notary Public

Appraisers
Return

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

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11700

estimate the value of said real estate at.
1st tract \$300.⁰⁰
2nd " 100.⁰⁰

Given under our hands this 31 day Jan. 1930
J. W. Borris, J. S. Roth, Emon L. Davis 3 appraisers

Probate Court, Union County, Ohio
No. 11700

Confirming
appraisement

Confirming appraisement.

This day this cause came on further to be heard,
and it appearing to the Court that the appraisement
heretofore ordered has been duly made, the same is
hereby confirmed.

W. H. Hodges, Probate Judge

Application to Sell Real Estate at Private Sale
Probate Court, Union County, Ohio
No. 11700.

Application
7/1 244

Application

at
Private Sale.

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 expense and delay of public sale can thus be avoided
2. Because at public sale the property might sell for only 2/3 of the appraisal while at private sale it must sell for the appraisal.
3. Because a purchaser is already secured who will pay the appraisal for said property.

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

Eber N. Dillon

Adv. etc.

The State of Ohio, Union County

Oath.

Eber N. Dillon being duly sworn, says that the
various matters set forth in the foregoing application
are true, as he truly believes

Eber N. Dillon

Sworn to before me and signed in my presence, this
31 day of Jan. 1930.

Richard C. Thrall

Richard C. Thrall, Notary Public

11700

Oath

The State
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MC MANUS-PROOF CO., TOLEDO, OHIO-79204

11700

Affidavit of Disinterested Person.

The State of Ohio, Union County.

Case

M. L. Gline, Clara K. Huber and Frank L. Adams, 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.

M. L. Gline

Clara K. Huber.

Frank L. Adams

Sworn to before me and signed in my presence this 31 day of Jan'y. 1930.

Richard C. Drall

Richard C. Drall Notary Public

Order

Probate Court Union County, Ohio.

for

Jan'y. 31- 1930.

Private

Order for Private Sale-

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 David K. Anthony, deceased did not leave a widow entitled to dower in the estate to be sold.

And the Court being satisfied that it is necessary to sell the real estate of said David K. Anthony 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 Eben H. Dillon, Adm., etc., as such Administrator do 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.

This cause is continued

W. H. Husted Probate Judge

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

11700.
Order of
Sale

Order of Sale

The State of Ohio, Union County, Probate Court.
To: Eber H. Dillan, adm. etc. of the estate of David K. Anthony
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 such administrator are Plaintiff and Viola Casis 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:

Being part of Survey 12472, 5777, 6562 and 6776 and beginning at a stone two poles South 39° West from the Southeast corner of lot #16 in the town of Newton, being in the South line of an alley; thence with said line and continuing the same course passed the West line of said town north 51° West 23 2/100 poles to a stone corner to William Harrison's lot; thence with the East line of said lot South 8° West 29 7/100 poles to a stone and brick corner to said lot; thence South 40° East 7 28/100 poles to a stone; south west corner to C. Stratton's lot; thence with the West line of said lot North 42 1/2° East 6 1/2 poles to a stake, northwesterly corner to said lot; thence North 40° West 62/100 of a pole to a stake at the south west corner of a lot conveyed by J. M. Hony to O. S. Argo on the 28 day of November, 1874; thence with the West line of said lot North 41 1/2° East 20 poles to the beginning.

Containing two acres and 70 poles more or less.

Second Tract.
Second Tract.

Situated in Union County, State of Ohio, and Village of Raymond and bounded and described as follows:

Being all of Lot no. 15 in the town of Newton, now known as Raymond, for a fuller description, see plat of said Village as filed in the office of the Recorder of Union County, Ohio, to which plat reference is hereby made.

Said sale to be upon the following terms:

Cash at time 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 19th day of May, 1930.

W. H. Husted

Probate Judge

11700

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Confirming
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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 19th day of February, 1930.
Eber W. Dillon, admr.

Report of

Report of Sale. Private.

In obedience to the within order, I sold said premises on the 19th day of February, 1930.

First tract to F. C. Baker for \$300.⁰⁰
Second tract to Viola Cavis for \$100.⁰⁰ said sum being the appraised value of the same.

Dated the 19th day of Feb. 1930.
Eber W. Dillon, admr.

Oath

The State of Ohio, Union County.
The above named Eber W. Dillon 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.

Eber W. Dillon, admr.

Inm. to before me, and signed in my presence, this 19th day of Feb. 1930.

W. H. Husted Probate Judge

Journal Entry: Orders approving & Confirming Sale.
Probate Court, Union County, Ohio.

February 19th 1930.

orders approving

Eber W. Dillon, admr. eto.

Petitioner.

Confirming

Plaintiff

Date

Viola Cavis, et. al.

Defendants

This day this cause coming on to be heard on the report of Eber W. Dillon admr. of the estate of David H. Anthony, 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.

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11700

It is further ordered that said petitioner execute a deed of all the right title and interest of the said David K. Anthony in said real estate to the purchasers F.C. Walker and Viola Casis upon the said purchaser executing to said petitioner a mortgage upon the premises sold to secure the deferred payments of the purchase money.

It is further ordered that this proceeding be recorded and that said petitioner pay the costs.

M. Husted, Probate Judge

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11772

Mar. 14,

1930.

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11772
Mar. 14,
1930.

Petition to Complete Real Contract,
Probate Court, Union County, Ohio.

Edna Violet Tanner, Executrix
of the estate of
Jessie Fremont Tanner, Dec'd.
Plaintiff

No. 11772
Civil action.

P.

Daniel Eugene Tanner,
Donald Layman Tanner, ^{ans.}
Charles F. Ross.

Petition to
Complete Real Contract

Defendants.

Petition.

The Plaintiff represents that she is the duly appointed & qualified executrix of the estate of Jessie Fremont Tanner, deceased.

That on the 10th day of January, 1930, the said Jessie Fremont Tanner, then in full life, entered a contract in writing with the said Charles F. Ross for the sale of the following described real estate situate in the county of Union and State of Ohio, to-wit:

Situate in the Virginia Military District in the Township of Clairborne, County of Union and State of Ohio, being a part of Survey no. 6307 and bounded and described as follows:

Beginning at a stone in the north line of lot no. six (6) of Philip Plummet's subdivision of Survey no. 6307

(The northeast corner of said lot bears N. 75° E. 32 1/100 poles); Thence with the said line S. 75° W. 90 36/100 to a stone; Thence S. 15° E. 105 60/100 poles to a stone in the south line of said lot no. 6; thence N. 80 1/2° E. 51 44/100 poles to a stone; Thence N. 1° W. 10 50/100 poles to a stone in the south line of said lot no. 6; Thence with said line N. 75° E. 36 40/100 poles to a stone (the southeast corner of said lot no. 6 bears N. 75° E. 30 32/100 poles); Thence N. 15° W. 105 60/100 poles to the beginning.

Containing 61 and 50 poles, more or less, and being a part of Survey no. 6307

Also a strip of land, 50 feet in width extending from the south line of said land on a line with Hayes Street to the north terminus thereof, containing 1/5 of an acre, more or less

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

Said note and mortgage to provide that all installments to become due in case of default in payment of any installment of principal or interest,

as will appear by said contract a copy of which is hereto attached marked exhibit A.

Said Charles F. Ross paid to said Jossie Lummus Farmer in her lifetime \$2000 Dec. 28th 1929 and is ready and willing to pay the balance due upon and to perform his part of said contract as soon as a valid deed can be made to him for said premises

that the defendants

David Eugene Farmer and

Donald Layman Farmer

and the Plaintiff Edna Violet Farmer

are the only heirs at law of said Jossie Lummus Farmer deceased.

Your petitioner desires to complete said contract, and therefore prays that said heirs at law and said Charles F. Ross may be made defendants to this petition, that she may be authorized to complete said contract, and upon payment of the residue of said purchase money to execute and deliver said Charles F. Ross for and on behalf of the aforesaid heirs at law of said decedent and all other persons interested a deed in fee simple for the real estate hereinbefore described, and for all other proper orders and relief in the premises.

Edna Violet Farmer Petitioner

The State of Ohio, Franklin County, ss.

Edna Violet Farmer, et al of the estate of the above named Plaintiff, Jossie Lummus Farmer, deceased, says that the various matters and things set forth in said petition are true to the best of her knowledge and belief.

Edna Violet Farmer, et al.

Shown to before me and signed in my presence this 10th day of March, 1930.

K. B. Reynolds.

K. B. Reynolds, Notary Public.

Journal Entry: Order Fixing Time of Hearing for Summons.

Probate Court, Union County, Ohio.

March 14th 1930

Petition to Complete Real Contract

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO

This day Edna Violet Farmer Ex^r of the estate of Jessie Fremont Farmer, appeared in open court and filed her petition duly verified, praying for authority to complete a certain real contract as therein described.

It is ordered, that the time of hearing said petition be and hereby is fixed for the 22nd day of March, 1930, at 2. P. M.

It is further ordered, that summons issue to the Petitioner to be served on the defendants ^{as} returned according to law and this cause is continued,
W. W. Husted, Probate Judge-

"Exhibit A"

Richmond Ohio, December 28 - 1930

The undersigned Chas. F. Ross the Purchaser, offers and agrees to buy see that parcel of land, situated ^{as} described, as follows, to wit:

Being thirty (30) acres of land, more or less, in the Township of Clairmont, County of Union, State of Ohio, and better known as the "Farmer Farm" and being the first farm north of the Rollalium Farm, together with all the appurtenances thereto belonging, for the sum of \$4500⁰⁰ which sum is to be paid as follows:

Two Hundred Dollars (\$200⁰⁰) cash in hand, the receipt of which is hereby acknowledged:
Eight Hundred Dollars (\$800⁰⁰) on or before the 1st day of March, 1930, payable at the First National Bank, at Richmond, Ohio.

The balance of the purchase price to wit: thirty-five hundred Dollars (\$3500⁰⁰), to be evidenced by a promissory note, bearing interest at 6% per Ann. payable on March 1- of each year until the principal is paid, secured by mortgage on the property above described, said note and mortgage to be executed by the purchaser and delivered to the owner, at the time of delivery of the warranty deed ^{and} abstract of title as herein provided, and the principal thereof to be payable.

Five Hundred Dollars (\$500⁰⁰) or more on or before March 1- 1931
Five Hundred Dollars (\$500⁰⁰) or more on or before March 1- 1932.

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

Five Hundred Dollars (\$500-) or more, on or before
March 1- 1933.

Five Hundred Dollars (\$500-) or more, on or before
March 1- 1934.

Five Hundred Dollars (\$500-) or more, on or before
March 1- 1935.

Five Hundred Dollars (\$500-) or more, on or before,
March 1- 1936.

Five Hundred Dollars (\$500-) or more, on or before,
March 1- 1937.

in said note and mortgage to provide that all installments to become due in case of default of payment of any installments of principal or interest, all subject however to the following terms and conditions.

The owner, Jessie Fremont Lauer, on or before the 1- day of March, 1930, on payment by the purchaser of the sum of eight hundred dollars (\$800⁰⁰) as herein before provided, shall convey said premises to the purchaser or his assigns by good and sufficient warranty deed with all down rights released, warranting the premises to be free and clear of all incumbrances except taxes and assessments for the year 1930, and thereafter, he shall furnish and deliver with the said warranty deed an abstract of title extended to the approximate date of delivery of said deed, showing title of the said premises, to be free and clear of all incumbrances, except taxes and assessments for the year 1930, and thereafter,

the owner shall transfer fire insurance now on the property free of charge, and the Purchaser agrees to keep the building insured thereafter, for not less than \$2500⁰⁰

All taxes and assessments accruing for the year 1929 are to be paid by the owner, and all taxes and assessments for the year 1930, and thereafter are to be paid by the purchaser.

This offer shall be open to acceptance until January 15th 1930, and if not accepted and approved by the owner, the cash payment of Five Hundred Dollars (\$500⁰⁰) herein mentioned shall be returned to the Purchaser, without liability upon the part of either party.

If when this offer is accepted by the owner, it shall constitute a contract for the purchase and sale of the premises as herein before provided and all stipulations, terms and conditions herein are to apply to, and bind the heirs, executors

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-

Administrators and assigns of the respective parties, and in event either party hereto shall fail to perform the terms conditions and covenants herein on his or her part to be fulfilled and performed, the party so failing to perform shall pay to the other party the sum of Five Hundred Dollars (\$500-) which sum is hereby declared fixed and agreed upon as liquidated amount of damages to be paid by the Party so failing to perform.

Signed by C. H. A. Ross. Purchaser.

Witnesses: G. H. Irving
C. W. Lindsay

Acceptance

Columbus, Ohio, January, 1930

The undersigned Jessie Fremont Lamer, former, accepts the above offer, agrees to all the terms conditions and covenants stated in the said offer, and agrees to pay to W. C. Jacobs a commission of Three percent (3%) on \$4500.00

Signed by Jessie Fremont Lamer, owner.

Witnesses:
Virginia E. Nathan
W. C. Jacobs

Waiver of Summons on Petition to Sell Real Estate, Probate Court, Union County, Ohio, Proceeding to Complete Land Contract.

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.
March 10-1930.

Darius Eugene Lamer,
Donald Layman Lamer
Charles F. Ross.

In the Probate Court, Union County, Ohio
Case No. 11772.

Entry

This day this cause came on to be heard upon the petition of Edna Violet Lamer, Executrix, of Jessie Fremont Lamer, for authority to complete a contract made by Jessie Fremont Lamer during her lifetime to convey certain real estate; and the same was

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MC MANUS-TRUPP CO., TOLEDO, OHIO-79204

submitted to the Court upon the petition and evidence.
Whereupon the Court finds after due consideration that all the parties in interest have waived the service of summons and process, and consent to the sale of the real estate as prayed for in the petition.

The Court finds after due consideration that the allegations and statements contained in the said petition are true.

Wherefore it is ordered by the Court that said Edna Violet Lamer, as executrix of the estate of Jessie Fremont Lamer, do and is hereby authorized to complete said contract, and execute and deliver a proper deed of general warranty for and in behalf of the heirs at law of said Jessie Fremont Lamer, deceased, to the Purchaser, Charles F. Ross, for the real estate in the petition described.

W. A. Husted, Probate Judge

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11738
 Feb. 6-1930
 In the matter of the Estate of Melinda Cook, Deceased.
 Petition to Sell Personal Property, at Private Sale,
 Probate Court, Union County, Ohio,
 No 11738.
 Petition.

To the Judge of said Court:
 The undersigned Executor of the estate of Melinda Cook, late of said county, deceased, respectfully makes application for authority to sell, at private sale, and at 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 sale would be for the advantage of said estate for the following reasons: that there is not enough for a public sale.

Dated Feb. 6, 1930.

A. T. Cook

The State of Ohio, Union County.

A. T. Cook, being duly sworn, says that the various matters and things contained in the foregoing application, are true, as he truly believes.

A. T. Cook.

Sworn to before me and signed in my presence this 6-day of Feb. 1930.

W. M. Husted, Probate Judge.

Schedule.

1	1 Gray mare -	One-half interest	37.50
2	1 Bk. Gelding	" " "	62.50
3	5- hd. cattle	" " "	145.00
4	83 hd. sheep	" " "	360.00
5	70 " Chickens	" " "	25.00
6	Hay	" " "	32.50
7	Corn	" " "	112.50
8	Wato	" " "	8.00
	Farm machinery	" " "	45.00

affidavit to sell at less than app. value,
 The State of Ohio, Union County.

The undersigned being first duly sworn say that they are disinterested in the estate of Melinda Cook, deceased, that they have examined the property mentioned in the foregoing application and have also examined the inventory and appraisement thereof: that said property cannot be sold

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MC MANUS-TRUP CO., TOLEDO, OHIO-79201

at its appraised value, and that it will be for the interest of said estate to sell the same at a less price, as they verily believe.

A. Y. Cook.

Shown to before me, and signed in my presence, this 6-day of July, 1930.

W. W. Husted, Probate Judge

Order of Private Sale, & Report of Sale -
Probate Court, Union County, Ohio.

No. 11738.

Order of Sale of Personal Property.

To A. Y. Cook, executor.

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:

one gray mare	1/2 int.	35.50	
one black gelding	1/2 int.	62.50	
5 head cattle	1/2 int.	145.	
83 "	sheep	"	350.00
70 chickens	"	"	25.
Hay	"	"	32.50
Corn	"	"	112.50
Wagon	"	"	8.00
Farm machinery	"	"	45.00
			Total \$828.00

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 6-day of July, 1930.

W. W. Husted, Probate Judge

Return

Probate Court, Union County, Ohio.

Report of Sale of Personal Property

The undersigned executor of said estate, says that in obedience to the order of said Court, hereto attached he sold the personal property as named in petition on the 6-day of July, 1930 for the sum of \$828.00 said sum being not less than the appraised value of the same.

A detailed Bill of Sales is hereto attached.

Dated this 6-day of July, 1930.

A. Y. Cook.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

Bill of Sales
All articles in the petition

Edgar M. Cook # 828⁰⁰

11724
Jan 16-
1930.

In. etc

The State of Ohio Union County
A. T. Cook Executor of the estate of Melinda Cook
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. T. Cook

Sworn to before me and signed in my presence this 6-day of Feb. 1930.
W. Husted Probate Judge

Journal Entry

Probate Court Union County, O. Feb. 6-1930.
Sale of Personal Property Confirmed.

The executor of the above named decedent having filed his return of the order heretofore issued for a 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 approve and confirm the same.

W. Husted Probate Judge
Probate Court Union Co. O. Feb. 6-1930.
Authorizing Private Sale

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 A. T. Cook as Executor 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 Ex. make return of the proceedings herein within 30 days from this date and forthwith after such sale is made. This cause is continued.

W. Husted
Probate Judge

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MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

11724
Jan 16 -
1930.

In the matter of the estate of Mary, Detmer, deceased

Petition to Sell Personal Property, at Private Sale,
Probate Court, Union County, Ohio,
No. 11724

Private Sale of Personal Property,
Petition.

To the Judge of said Court:

The undersigned ^{Wm} M. Hiedrich Adm. of the estate of Mary Detmer late of said County, deceased, respectfully makes application for 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 sale would be for the advantage of said estate, for the advantage of said estate for the following reasons: that the appraisement is a good fair value and that it would be expensive to have a public sale.

Dated Jan. 16 - 1930.

W. M. Hiedrich, Adm.

The State of Ohio, Union County,

Wm M. Detmer being duly sworn, says that the various matters and things contained in the foregoing application, are true, as he verily believes.

W. M. Hiedrich.

Sworn to before me, and signed in my presence, this 16 - day of Jan. 1930. ^{Wm} W. Husted, Probate Judge

Order of Private Sale, &c. Report of Sale.
Order of Sale, Personal Property.

To Wm M. Hiedrich,

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 & require 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 1 Holstein Cow \$75⁰⁰
- 2 1 Buck cow 75⁰⁰
- 3 1 Jersey cow 35⁰⁰
- 4 7 Hogs 50⁰⁰

MC MANUS-TRUP CO., TOLEDO, OHIO-72701

5-	5-0 Eggs,	375 ⁰⁰	
6	45 Chickens	75 ⁰⁰	
7	6 Tons Hay	42.50	
8	5-0 bu rats	17.50	
9	15-0 Shs. Corn	40.	
10	5-0 Shs Corn	10.	
11	80 " "	5.	
12	1 mowing ^{ma} machine	4 ⁰⁰	
13	1 Disc Harrow	5 ⁰⁰	Total \$809 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 16- day of Jan. 1930
 W. H. Husted, Probate Judge

Return

Probate Court, Union County, Ohio

Report of Sale of Personal Property

The undersigned Adm. of said estate says that
 in obedience to the order of said Court hereto attached
 he sold said personal property commencing on the
 16 day of Jan. 1930 and closing on the 16 day of
 Jan. 1930 for the sum of \$809⁰⁰ said sum being
 not less than the appraised value of the same.

A detailed Bill of Sales is hereto attached.

Dated this 16- day of Jan. 1930.

W. M. Hildreth

All articles on opposite page ref to.

W. E. Dettmer

C. R. Dettmer

Mabel Dettmer

Hayle Duestack

\$809⁰⁰

The State of Ohio, Union County,

W. M. Hildreth, Adm. of the estate of Mary
 Dettmer being duly sworn says that the foregoing Report
 is in all respects true and correct that such sale
 was 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

W. M. Hildreth

Sworn to before me and signed in my presence this 16-
 day of Jan. 1930. W. H. Husted.

Probate Judge

Journal

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

Journal Entry: Probate Court, Union County, O. Jan. 16-1930.
Sale of Personal Property. Confirmed.

The Wm. M. Kildreth, 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. 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

Probate Court, Union Co. O. Jan. 16-1930.
Authority for Private Sale

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 might 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 Wm. Kildreth as Adm. of said Mary Dittmer 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 Wm. Kildreth 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

Judge
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11369
Apr. 7 - 1930

In matter of Mary M. Trimble, Decd.
In Probate Court, Union County, Ohio.
In Re: administration
of the estate of Mary M. Trimble.
Howard C. Black, Executor.

To the Probate Court of Union County, Ohio:
The undersigned Howard C. Black, the duly appointed and acting executor of the estate of Mary M. Trimble, deceased, respectfully represents to the court that said decedent died seized of certain real estate; that under the law of descent said real estate vested at said death in Pearl H. Harper, but, under the will now on file in said Harper and Elizabeth H. Churchman; that Margaret Trimble, who has a vested interest in an undivided parcel of said real estate has filed a petition in the common pleas Court of this county praying for partition of said premises; that he finds that the assets in his hands as such executor are probably insufficient to pay the debts of the estate and expenses of administration; that said assets, debts and expenses are as follows:

Assets:	
Cash in Great Manufacturers Bank	\$ 41.93
" " " " " " " "	12.
Collections in the aggregate since inventory	698.30
	\$ 744.23

Debts:	
Funeral expenses	\$ 45-00
Doctor bill	102.50
Administration expense	25-00
James Hawley	1100.
Taxes	250.
	2152.50
Total deficit	\$ 1408.27

Wherefore, the undersigned prays that the Court may ascertain the amount necessary to pay said debts and expenses, and give to him a certificate thereof, to present to said Common Pleas Court.

Howard C. Black, Executor.

State of Ohio, County of Union ss:
I am to before me and subscribed in my presence, this 7 day of April, 5 1930.
Mary E. Gleiss, Notary Public
Mary E. Gleiss
my commission expires Nov. 30 - 1932

This is a written representation of a decedent of said County, Ohio, and I find that the executor of said estate is not a resident of said County, Ohio, and I find that the executor is not a resident of said County, Ohio, and I find that the executor is not a resident of said County, Ohio.

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

In the Probate Court, Union County, Ohio
Entry. April 8 1930.

This day, this matter came on to be heard on the written statement made to the court by the executor representing that the assets in his hands are probably insufficient to pay the debts and expenses of administration of said estate, and that the real estate of the decedent is in process of partition in the Common Pleas Court of this County. Upon due consideration the court finds that the amount of \$1358²⁷ or thereabout will be necessary in addition to the assets in said executor's hands, to pay the debts and expenses of administration of said estate.

And it is ordered that a certificate issue according to the statutes in such cases made and provided to be presented to said Common Pleas Court, wherein such partition proceeding is pending.

W. H. Stated, Probate Judge

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11746
 July 1st 1930
 Guardian's Petition to Sell Real Estate
 Probate Court Union County, Ohio.
 Petition

R.C. Thrall, atty.
 R.M. Henderson, Jr. Guardian.
 Plaintiff

His ward,
 Ella Henderson. Ans.
 The Union County Savings
 & Loan Company of
 Mansfield, Ohio
 Lizzie M. Glaze.
 R.M. Henderson, Jr. Exr.
 Maria Henderson.
 Defendants

The Plaintiff represents that he is the duly appointed and qualified Guardian of Ella Henderson, of the age of 64 years ^{an} residing with Dept. of State Hospital Columbus, Ohio said Ella Henderson being an incompetent person.

That said Ella Henderson is the owner of certain real estate which is carried in the name of Ella M. Henderson and that the Union County Savings and Loan Company of Mansfield, Ohio claim a lien against said real estate by virtue of mortgage claiming that the sum of \$2318.34 is due with interest from July 1st 1930.

Petition

That at the time of his appointment the personal property of his ward consisted of \$300.00 in money and household goods worth about \$450.00

That said money has been expended for taxes and up keep on said real estate excepting about \$50.00 which is still on hand.

That said household goods are stored.

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 Mansfield to wit:

Being part of Out Lot No. 9 in said Village beginning at the intersection of the South line of [7th St.] South Street with the West line of Court Street: Thence with said line S. 3° 40' W. 82 1/2 feet to the N.E. corner of out Lot no. 10: Thence with the north line of said out lot 10 N. 80° 20' W. 132 feet to the north west corner of said out lot no. 10: Thence N. 3° 40' E. 82 1/2 ft. to the South line of Seventh Street: Thence

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11746 said line S. 86° 20' E. 132 ft. to the beginning, with the exception of 24 feet off of the south side thereof, sold to Horatio J. and Harriett V. Rhoads, by deed dated Oct. 30-1913 and recorded in Deed Book No. 90, page 277, Union County Records of Deeds.

said real estate is worth annually \$360.00 that said plaintiff has received rents from real estate of his ward, in the sum of \$331.00 which he has applied to the payment of interest on said mortgage.

That the sale of said real estate is necessary because there are liens against said property with a mortgage held by the Union County Savings and Loan Co. of Marysville Ohio which mortgage is due without there being any funds belonging to said estate for the payment thereof.

Because said property is suffering unavoidable waste because said estate does not have enough money to make necessary repairs.

Petition

The plaintiff therefore prays that said Ellen Henderson R. M. Henderson Jr. Marie Henderson, and the Union County Savings and Loan Co. of Marysville Ohio may be made Defendants to this petition and notified of the pendency hereof according to law and that said the Union County Savings and Loan Co. be required to file its claim or be forever barred and that Plaintiff may be ordered to sell said real estate for the reasons and purposes hereinbefore proposed, and for other proper relief

R. M. Henderson, Jr. Edm. of Ellen Henderson, an incompetent person.

The State of Ohio, Union County,

Oath

R. M. Henderson Jr. being duly sworn, says that he is the plaintiff mentioned in the foregoing petition, & that the facts stated therein are true, as he verily believes.

R. M. Henderson, Jr.

Sworn to before me and signed in my presence this 31 day of Jan'y. 1930.

Richard C. Thrall

Richard C. Thrall Notary Public

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO-

11746

Journal entry. Orders on fixing time of hearing for notice
Probate Court, Union County, Ohio.
Feb. 1st 1930

This day R. M. Henderson Jr. Guardian of Ella Henderson,
an incompetent appeared in open court and filed his
petition duly verified, asking for the sale of real estate
therein described, belonging to his said ward Ella
Henderson.

It is ordered, that the time of hearing said petition
be and hereby is fixed for the 1 day of March, 1930, at
9 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 Ella Henderson, his ward,
and to H. H. Pritchard, Supt. of State Hospital, Columbus
Ohio, the person with whom his said ward resides
R. M. Henderson Jr. Maria Henderson and the Union
County Savings and Loan Co. all persons entitled
to the next estate of inheritance to 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 20 days before said day of hearing
and this cause is continued.

H. H. Custard, Probate Judge

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Sheriff's
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Warrant

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Warrant

Summons on
Petition

Summons on Petition to Sell Real Estate
The State of Ohio, Union County Probate Court
To the Sheriff of Franklin County
You are commanded to notify Ella Henderson
an inmate of the State Hospital and Dr. H. H.
Pritchard, Supt. of said Hospital that on the 27 day of
Jan. A. D. 1930, R. M. Henderson, Guardian of Ella
Henderson, 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 it is, to the best interest of said ward,
and that unless they answer by the 8 day of
March, 1930, said petition will be taken as true
and an order granted accordingly.

Said Sheriff will make due return of this writ
on the 17 day of February, 1930.

Witness my hand & the seal of said Court this
3- day of Feb. 1930.

H. H. Custard, Probate Judge

Ordering
appraisement.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Sheriff's
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Sheriff's Return
The State of Ohio, Franklin County:
Received this writ Feb. 4 - 1930. at 9. a. m.
and pursuant to its command, on February 4 -
1930. I served the writs named Ellen Henderson,
and Dr. W. H. Prichard her legal custodian, by personally
handing to each of them a true and certified copy
of this writ with all the endorsements thereon.
Harry T. Kane Sheriff Franklin Co. Ohio
By J. W. Ervitt, Deputy

Waiver

Waiver of Summons, on Petition to Sell
Real Estate.
Probate Court Union County, Ohio.
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.
Lizzie M. Glaze.

Waiver

Waiver of Summons on Petition to Sell
Real Estate
Probate Court Union County, Ohio
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.
Marie Henderson.
R. M. Henderson.

Ordering
appraisement.

Probate Court Union County, Ohio.
March 27 1930.
Finding Sale necessary &c.
Ordering appraisement.
This day this cause came on to be heard
upon the petition, evidence and testimony.
& the Court being fully advised in the
premises finds:
That all the defendants herein have been
duly and legally served with process or

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11746

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 Ella Henderson, described in the petition, to pay her debts, and to avoid waste,

It is ordered, that C. C. Jarvis, Noel Mather, and Walter S. Hayes, 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.

It is further ordered, that said appraisers be shown 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, or before the --- and this cause is continued.

W. Husted, Probate Judge

Answer ⁱⁿ Cross-Petition

of
The Union County Savings & Loan Co.
Mansfield, Ohio.

Now comes the defendant, The Union County Savings & Loan Company, and for its cross petition says that it is a corporation organized under the laws of the State of Ohio; that on the 8th day of January, 1926, Ella M. Henderson, and Edward Henderson, and Lizzie M. Glaze executed and delivered to this defendant, their promissory note for the sum of \$3500.00 due in payments of \$35.00 per month, for each and every month after the execution of said note, with interest thereon at 7% per annum, until fully paid, that there is now due upon said note the sum of three thousand two hundred forty five and 5/100 (\$3245.50) Dollars, with interest of \$53.59 as of January 1st 1930, and interest at 7% from that date.

On said date, to secure the payment of said note, said Ella M. Henderson, and Edward Henderson & Lizzie M. Glaze, executed and delivered to this defendant, their mortgage deed thereby conveying the premises described in the petition, situated in the village of Mansfield, County of Union, and State of Ohio, and described as follows:

Being part of out. lot # 9, in said village:
Beginning at the intersection of the south line of 7th St. with the West line of Court Street; thence with said line S. 3° 40' W. 82 1/2 feet to the N.E.

Answer ⁱⁿ
Cross-Petition

MC MANUS-TRUP CO., TOLEDO, OHIO

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Order

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Order of
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The State
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Ella M.
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MC MANUS-TROUP CO., TOLEDO, OHIO-79201

11746

Corner of out-lot No. 15: N. 86° 20' W. 132 feet to the
Northwest corner of said Out-lot N. 10: thence N. 3°
40' E. 82 1/2 feet to the south line of 7th street; thence
with said line S. 56° 20' E. 132 feet to the beginning.

With the exception of 24 feet off of the south side
thereof sold to Horatio J. and Harriett U. Rhoades, by deed
dated Oct. 20-1903, and recorded in Deed Book No. 90,
page 277 Union County, Ohio, Records.

That said deed was conditioned that if said
note be paid according to its tenor and effect,
said mortgage be void, otherwise to remain in
full force.

Said mortgage was filed for record with the
Recorder of Union County, Ohio, on the 9-day of
January, 1926, at 11 A.M. and was recorded
in Book 92, and page 422, of the mortgage records
of Union County, Ohio, and is the first and best lien
upon said premises.

Wherefore, this defendant prays that upon the
sale of said premises, the amount of said mortgage
note, to wit: the sum of three thousand two hundred
forty five and 50/100 (\$3245.50) Dollars, with interest
at 7% from that date, be first paid.

John L. Longney, attorney for
The Union Co. Savings & Loan Company.

State of Ohio, Union County ss.

Date

Pearl M^{rs} Army, being first duly sworn, says that
he is the Secretary for the Union County Savings
& Loan Company, a corporation, and that the
facts stated and allegations made in the
forgoing Cross-Petition are true as he verily believes.

Pearl M^{rs} Army.

Sworn to before me and subscribed in my presence
this 8. day of March, 1930.

John L. Longney, Notary Public
7074 L. L. U. G. H. N. E. x

Order of

Order of appraisement.

appraisement

The State of Ohio, Union County, Probate Court.
J. R. M. Henderson, Jr. Guardian of Ella Henderson.
Guardian.

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
Ella Henderson, are Plaintiff, & your ward, et al
are Defendants, you are commanded that by the

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

11746

oaths of C. C. Jarvis, Norl Mathew and Walter S. Hayes, judicious disinterested men of the vicinity, not of kin to the petitioned, 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.

Being part of out lot #9 in said village beginning at the intersection of the South line of 7th St. with the West line of Court Street thence with said line S. 3° 40' W. 82 1/2 feet to the N.E. Corner of out lot no. 10. Thence with the north line of said out lot no. 10. N. 80° 20' W. 132 ft. to the northwest corner of said lot no. 10. Thence N. 3° 40' E. 82 1/2 feet to the South line of 7th St.; thence with said line S. 80° 20' E. 132 feet to the beginning.

With the exception of 24 feet off of the south side thereof, sold to Horatio J. and Barnith V. Rhodes, by deed, dated Oct 30-1913, and recorded in Deed Book no. 90 page 277. Union County Records of Deeds.

You will make return by 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 27. day of March, 1930.

W. H. Husted, Probate Judge

Return

Return

To, etc 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 March, 1930.

R. W. Henderson, Gen. of
Ellis Henderson.

Oath of appraisers

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, & perform the duties required of us, in pursuance of the foregoing order.

C. C. Jarvis, Norl Mathew, Walter S. Hayes & appra.

From to before me, and signed in my presence, this 27. day of March, 1930

Richard C. Thrall, Richard C. Thrall, Notary Public, Union Co., Ohio.

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MC MANUS-TRUMP CO., TOLEDO, OHIO - 79204

11746

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 Thirty Three hundred and fifty - six ^{Dollars} and Eighty seven cents

Given under our hands this 27 day of March, 1930.
C.C. Jarvis, Notary Public, Walter S. Hayes, Appraiser

Confirming appraisement

Probate Court Union County, Ohio, March 27 - 1930.
Confirming appraisement & ordering Bond.

This day came - the said Plaintiff by his attorney, and produced to the Court the report of an appraisement herein made by C.C. Jarvis, Notary Public and Walter S. Hayes, 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 R.M. Henderson, Jr. 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 \$4000, conditioned according to law, and this cause is continued.

W. H. Husted, Probate Judge

Guardian's Bond.

Bond.

Know all men by these Presents: that Mr. R. M. Henderson, Jr. are held, and firmly bound unto the State of Ohio, in the sum of \$4000, for the payment of which Mr. hereby jointly and severally bind ourselves, our heirs, executors & administrators.

Signed by us, dated at Mansfield, Ohio, this 27 day of March, A. D. 1930.

The condition of the above obligation is such, that whereas, the above bound R. M. Henderson, Jr. was heretofore duly appointed and qualified by the Probate Court, of Union County, Ohio, Guardian of Ella Henderson,

and whereas, the said R. M. Henderson, Jr. 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
- - - Dollars.

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-7

11746

And whereas said Court on the 27 day of March, 1935, made an order requiring said Guardian to execute a bond according to the Statute in such cases made as provided.

Now if the said R. M. Henderson, Jr. 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.

R. M. Henderson, Jr.

Harold Coleman,

Richard C. Thrall.

This Bond approved in open Court, this 27 day of Mar, 1935.
D. W. H. Husted, Probate Judge

To
sell at
Private sale.

Application to sell Real Estate at Private Sale,
Probate Court, Union County, Ohio.
No. 11746
Application.

Ordering
Private Sale.

The said Plaintiff represents that it would be for the best interests 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 the property must sell for the full appraisement at private sale, while it might sell as low as two-thirds thereof at public sale.

2. Because the expense and delay of public sale can be avoided, a purchaser being secured who will buy at private sale.

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

R. M. Henderson, Esq. of
Ella Henderson.

The State of Ohio, Union County.

oath.

R. M. Henderson, Jr. being duly sworn, says that the various matters set forth in the foregoing application are true, as he truly believes.

R. M. Henderson, Jr.

Sworn to before me and signed in my presence, this 27 day of March, 1935.

Richard C. Thrall, Notary Public
Richard C. Thrall

Order of
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MC MANUS-THOUF CO., TOLEDO, OHIO - 79204

11746
affidavit

Affidavit of Disinterested Persons
The State of Ohio, Union County.
Eber Dillon and Floyd Kerns, being duly sworn, says, 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

Eber H. Dillon
Floyd C. Kerns.

Sworn to before me, and signed in my presence, this 27. day of March, 1930.

Richard C. Howell,
Richard C. Howell, Notary Public.

Probate Court, Union County, Ohio.
March 27- 1930.
No. 11746.

Ordering
Private Sale.

Ordering Private Sale.

This day this cause came on to be heard. And the plaintiff above named having given bond, dated March 27- 1930, in the sum of \$4000- with R.C. Howell and Harold Coleman sureties conditioned according to law and approved by the Court; 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 now ordered, that said plaintiff proceed to sell said real estate at private sale, for not less than the appraised value thereof, and upon the following terms, to-wit:
Cash, at time of sale.

W. W. Husted, Probate Judge

Order of
Sale.

Order of Sale. No. Dorr.
The State of Ohio, Union County. Probate Court.
To R. M. Henderson, Jr. Guardian of Ella Henderson. 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 Guardian of Ella Henderson, 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, the following described premises, to-wit:

Being part of out-lot #9, in said village, beginning at the intersection of the South line of 7th St. with the West line of Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-7

11746

Street: Thence with said line S. 3° 40' W. 82 1/2 feet to the N.E. corner of out-lot no. 10. Thence, with the north line of said out-lot no. 10 N. 86° 20' W. 132 feet to the Northwest corner of said out lot. no. 10; thence N. 3° 40' E. 82 1/2 feet. to the south line of Seventh Street. Thence, with said line S. 86° 20' E. 132 feet. to the beginning.

With the exception of 24 feet off of the South side thereof sold to Horatio J. and Harriet V. Rhodes by deed dated Oct. 30-1903, and recorded in Deed Book no. 90 page 277, Union County, Ohio.

Said sale, to be upon the following terms: cash at time 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 27 day of March, 1930.

W. W. 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 the 27th day of March, 1930.

R. M. Henderson

Report

Report of Sale

of Sale

In obedience to the within order, I sold said premises, on the 27th day of March, 1930. To the Union County Saving and Loan Co. of Mansfield, Ohio, for the sum of thirty three hundred fifty-six Dollars and 87/100 Dollars.

Said sum being the appraised value of the same.

R. M. Henderson, Jr

Dated the 27th day of March, 1930.

The State of Ohio, Union County.

Oath

The above named, R. M. Henderson Jr. 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.

R. M. Henderson, Jr.

Sworn to before me, and signed in my presence this 27th day of March, 1930.

Richard C. Thrall, Notary Public
Richard C. Thrall.

11746

Journal

Confirmation

This is an acknowledgment of said order of said probate court, examined and satisfied by me, the undersigned, and approved by me, the undersigned, on this 27th day of March, 1930.

It is recorded and costs \$7.

MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

11746

Journal Entry:

Order approving & confirming sale -
Probate Court, Union County, Ohio,
March 27 - 1930.

Confirmation

This day this cause coming on to be heard
on the report of Rm. Henderson, Jr. Exr. of Ella
Henderson, 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 Ella Henderson, in said real estate, to the
purchaser, The Union County Savings & Loan Co.,
of Marysville, Ohio.

It is further ordered, that this proceeding
be recorded, and that said petitioner pay the
costs. \$13-

W.H.usted, Probate Judge.

11784
Mch. 17-1930

Guardian's Petition To Sell Real Estate
Probate Court Union County Ohio
No. 11784
Petition

Gerald Cox, Guardian
Plaintiff

His Ward,
Zetilla Cox
Paul Duff Morrow.
May Morrow
Chasalea Morrow
Defendants.

The Plaintiff represents that he is the duly appointed
qualified Guardian of Zetilla Cox of the age of
10 years and residing with Ida Cox (her mother)
at Broadway, Ohio.

Paul Duff Morrow. age 10 years.
May Morrow " 5 "

Chasalea Morrow
residing with Emery Morrow (Their father) in York Twp.
Union County Ohio.

And that the said Ward Zetilla Cox has a fee-
simple interest in the following described real estate
of 1/2 interest.

And the said Paul Duff Morrow and May Morrow
Chasalea Morrow have a fee simple interest in the
following described real estate of 1/18 interest each.

That said Ward 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 Taylor and York townships.

Situated in the County of Union, State of Ohio and

Bounded and described as follows:

Being in Survey No. 5778 etc. and in Taylor Township

Beginning at a stone in the center of the Delaware
and Bellefontaine Grand Road, and at the N.E. Corner to a
lot of land formerly conveyed by Thomas Yearshy to
John Bartlett thence with the westerly line of said
land S. 11' 30" East 48.12 poles to a stone corner to
said lot in a westerly line of the N.Y.P. & O.P.R.

thence with said line S. 44' 11" 38.16 poles to
a stone corner to land owned by J. H. Shackery;

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Petition

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

11784 Thence with the east line of said land N. 1/2 N. 70.28
poles to a stone in the center of said gravel road:
Thence with the center of said gravel road N. 74'
E. 58.80 poles to the place of beginning,
containing 8 acrs. more or less.

Excepting 40/100 of an acre. Deeded by J. W. Sanraft,
& wife to Ida C. Sanderson, recorded in Vol. of deeds
63 page 464 in Union County Record of Deeds
at Marysville, Ohio.

The said wards
Have a fee simple interest of 1/36 part each, in the
following described real estate,
and the said ward, Zetella Cox, has a fee simple
interest of 1/24 part in the following described real estate.

Plaintiff
Situating in the County of Union, and State of Ohio, and in
the Twp. of York, Survey no. 3224.

Defendant
Bounded & Described as follows:

Beginning at a stone in the center of the cross
roads in the Town of York Center: thence with the
Weston and York Grand Road S. 1' N. 68.60 poles
to a stone in the north west corner of Robert M^cIntire's
(now Daisy Winters land) thence with the north line
of said land S. 79' E. 34.72 poles to a stone
and south west corner to Lucinda Wright's (now
A. D. Brown's) Land thence with the west line of said
land N. 10 1/2' E. 49.45 poles to a stone in the center
of the Richmond and York Center gravel road: thence
with the center of said N. 67' N. 67.20 poles to the
beginning

Containing twenty one acres of land, excepting,
one acre sold by Robert M^cIntire to the Board of
Education of York Township: also a lot sold by
L. D. + M. C. Wright to A. D. Watts: and also a lot
to the Trustees of the W. B. Church, in the town of
York Center in the State and County a few said
leaving in the original tract of land sixteen acres
more or less.

Being hereby conveyed by this deed to James Farley,
by Courtney Cox.

also the following described real estate, being
the undivided (1/4) one-fourth interest, subject
to the donor, of Ida Cox, widow of Thomas Cox, dec'd.

Situated in the Town of Broadway, in the

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11784

G. Wison and in the State of Ohio.

Being Lots No 65-66-70-71-72-73-75 in the said Town of Broadway and in the parcel strategy Addition to said town

For a further description of said lots see Plat of said Town in the records office at Mansfield in said State and County.

Same being in the name of Thomas Cox and Ida Cox.

That said plaintiff has received no rents from the real estate of his ward.

and that there is no personal property belonging to said wards and expectancy of same and that none has come into the hands of the guardian.

That the said real estate came into possession of the above named wards by descent from an ancestor.

That the said real estate be sold and the amount due the wards be used for their maintenance and support.

The plaintiff therefore prays that said Ida Cox (mother of Zetella Cox) Emery Morrow (father of Paul Duffey Morrow and Max Morrow and Chaslew Morrow) 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.

Gerald Cox. Petitioner.

Oath

The State of Ohio, Union County.

Gerald Cox 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.

Gerald Cox.

Sworn to before me and signed in my presence this 17th day of March 1930.

W.D. Husted Probate Judge.

First in Time

Journal Entry: Order: Hearing Time of Hearing for notice, Probate Court, Union County, Ohio

This day Gerald Cox, Son of Zetella Cox, Paul Duffey Morrow, Max Morrow, and Chaslew Morrow appeared in open court and filed his petition duly verified asking for the sale of real estate therein described.

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Summons.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11784

belonging to his said wards.

It is ordered, that the time of hearing said petition to and hereby, is fixed for the 25. day of March, 1930. at 1. P. M.

It is further ordered, that said order, cause notice thereof and of the filing and demand of said petition to be given to said Zetella Cox, Paul Duffy Morrow, Max Morrow and Chasalea Morrow, his wards to Ida Cox, and Emery Morrow mother and father of such ward, 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 their 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.

W. H. Husted, Probate Judge.

Summons.

Summons on Petition to Sell Real Estate

The State of Ohio, Union County.

To: Gervid Cox.

You are hereby commanded to notify Ida Cox, mother of Zetella Cox, and Emery Morrow, father of Paul Duffy Morrow, Max Morrow and Chasalea Morrow, and the following named, who are minors, to wit: Zetella Cox, Paul Duffy Morrow, Max Morrow and Chasalea Morrow, 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 minor, or with whom they live: that on the 14. day of March, 1930, Gervid Cox, Guardian of said above minors, filed his petition in the Probate Court of said Union County, Ohio, against them & others: the object & 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 reasons, that it will be to the best interest of said minors & that unless they answer by the 25. day of March, 1930, said petition will be taken as true, and an order granted accordingly.

The server will make due return of this writ on the 25. day of March, 1930.

This writ to be served on each of said defendants, by copy personally. Witness my hand and the seal of said Court, this 15. day of March, 1930. (Seal)

W. H. Husted, Probate Judge.

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

Return of Service

11754
 Return of Service
 Received this writ on the 17 day of March 1930.
 at 11:30 A.M. and on the days and in the manner
 hereinafter named. I served the same on the within
 named defendants viz: March 17-1930 on Ida Cox Emery
 Monow, and as to the within named defendants who are
 minors March 17-1930 on the guardian of ---
 Mar 17-1930 on Emory Monow, the father of the said
 Paul D. Monow, Mary Monow, and Chas also Monow.
 Mar 17-1930 on Ida Cox, the mother of the said
 Gerald Cox.

Gerald Cox

Costs
 He, above named, Gerald Cox, who has signed the same,
 being duly sworn says the foregoing Return of Service, is true
 as he really believes.

Done to before me and signed in my presence this 17
 day of Mar. 1930.

L. B. Collins, J.P.

Probate Court, Union County, Ohio

Apr. 17-1930.

Findings sale necessary, and

Ordering appraisement

Ordering appraisement
 This day this cause came on to be heard, upon the
 petition, evidence, and testimony of Gerald Cox.
 And all parties having waived service and consent
 to the sale of real estate described in 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 appearances 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 wards, described in the petition
 for their maintenance and support.

It is ordered that Harvey Donohov, Bert Yearley,
 C. B. Goff, three suitable and judicious disinterested
 men, of the vicinity of said real estate, who are
 freeholds, do, and they hereby are, appointed to
 appraise said lands, in parcels, at their
 true value in money, free from the donor estate.

It is further ordered, that said appraisers be sworn, as required by law
 afterwards, upon actual view, perform the duties required
 of them, and make return of their proceedings in writing to this Court, on or before 13 of
 Apr. 1930. This cause is continued. H. W. Husted, Probate Judge

Ordering appraisement

Tract 1

Tract 2

Tract 3

Tract 4

Tract 5

Tract 6

Tract 7

Tract 8

11754
 Order of appraisement
 The State of Ohio
 To the Probate Court
 This do hereby
 are Plaintiff
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 judicious to the p
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 appraisement
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 wherein Cox, and
 named Paul
 Monow.
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 Tract 2
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 Tract 2
 Tract 3

MC MANUS-TROUP CO., TOLEDO, OHIO-79201

11754

Order of Appraisement

Order of appraisement

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

To Gerald Cox, 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 petitioner, are Plaintiff and Zetella Cox, et al. are Defendants, you are commanded that by the oaths of J. H. Clark, Harry Donahue, Bert Yearley, and C. B. Hoff, 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 therein to wit:

Wherein $\frac{1}{20}$ of the following property belonging to Zetella Cox, and $\frac{1}{30}$ of belonging to each of the following named children

Paul Duffey, Norman Max Norman, and Charalena Norman.

Tract 1

Tract no. 1.

Situated in the State of Ohio and the County of Union Township of York, and described as follows:

Survey No. 3234 and bounded as follows:

Beginning at a stone in the center of the cross roads in York Center. Thence with the Kenton York Grand Road S 1° W. 65.60 poles to a stone E. N. W. corner of Robert W. Lurie (now Daisy Winters) land thence with the north line of said land S. 79° E. 34.72 poles to a stone and south west corner to Lucinda Wright (now A. D. Browns) land. Thence with the west line of said land, N. 10° E. 49.48 poles to a stone in the center of the York Center Richmond and Richmond Grand Road.

Thence with the center of said Grand Road, N. 67° W. 67.20 poles to the

Beginning, containing 2 acres more or less.

Excepting, one acre sold by L. D. + M. L. Wright to C. D. Watts, also, a lot to the Trustees of the U. B. Church, in County and State aforesaid leaving 16 acres, more or less.

Tract 2

Tract no. 2.

Also, the undivided $\frac{1}{30}$ belonging to Zetella

MC MANUS-THROUP CO., TOLEDO, OHIO-79203

MC MANUS-THROUP CO., TOLEDO, OHIO-79203

11784

Cox, and the undivided 1/15- belonging to Paul Duffey
Morrow, Max Morrow, and Charles Morrow, each, in the
following described real estate situated in the
State of Ohio and in the County of Union and Township
of Tufford.

Bounded as follows: Being in Survey No. 5778
etc.

Beginning at a stone in the center of the
Delaware and Bellefontaine gravel road, and at the
N.E. corner to a lot of land formerly conveyed by
Thomas Reynolds to John Bault.

Thence with the westerly line of said S 11' 30" E.
48 1/2 poles to a stone corner to said lot, in a
westerly line of the N. Y. P & O. Railroad. Thence with
said line S. 44' W. 38. 16. poles to a stone corner to land
owned by J. H. Thackeray. Thence with the east line of
said land N. 1/2' W. 70 75 poles to a stone in the
center of said gravel road N. 74' E. 50 80 poles to the
place of beginning containing eight acres more or less
excepting 40/100 of an acre deeded by J. W. Banapt.
& wife to Idd C. Sanderson. Recorded in Vol. of Deeds
63 page 464 in Union County Record of Deeds at
Mansfield, Ohio.

Also

the undivided 1/6 of the following described
real estate belonging to Zetula Cox
Being lots N^o -

In the town of Pownaway in the County of Union
and the State of Ohio.

For a better description of said lots see the plat
of said town at the office of the recorder of Union
County Ohio at the Court House at Mansfield, Ohio.

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 8 day of Apr. 1930.
W. W. H. noted. 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 the 8 day of April, 1930.

Harold Cox, Esq.

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Order of
Appraisers

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11784

Oath of appraisers

The State of Ohio, Union County,

Oath of Appraisers

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.

Harry Donohov
Bert Yeasley
C. H. Goff } appraisers

Brought to before me, and signed in my presence, this 8 day of April, 1930.

L. H. Collins, J. P.

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.

The Interest of Zetula Cox, in Tract No. 1	1/24	at \$ 66 ⁶⁶
Paul Duffy Morrow	1/36	44 ⁶⁶
May Morrow	1/36	44 ⁶⁶
Chasalea Morrow	1/36	44 ⁶⁶
The Interest of Zetula Cox, in Tract No. 2	1/2	141. 66
Paul Duffy Morrow		
May Morrow		
Chasalea Morrow		
each	1/15	\$ 94 ⁴⁴ x 3
The interest of Zetula Cox, in Tract No. 3	1/6	216 ⁶⁶

Given under our hands, this 8 day of April, 1930

Harry Donohov
Bert Yeasley
C. H. Goff } appraisers

Fees of apprs - \$1.00

Confirming appraisement

Probate Court, Union County, Ohio.

April 17 - 1930.

Confirming appraisement & ordering Bond. This day came the said Plaintiff, by his attorney, and produced, to the Court, the report of an appraisement herein made by Harry Donohov, Bert Yeasley, and C. H. Goff, in pursuance of a former order of this Court, and it appearing upon examination that said report is in all respects regular & correct, it is ordered, that the same, be and, hereby, is, approved & confirmed,

MC MANUS-TROUP CO., TOLEDO, OHIO-72204

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It is further ordered, that said Gerald Cox, execute within 2 days, to the State of Ohio, a bond, with sufficient free-hold sureties, to be approved, by the Court, in the sum of \$1,000- conditioned according to law. and this cause is continued
W. H. Husted, Probate Judge-

Bond.

Bond

Know all Men, by these Presents: that we, Ida Cox, and L. B. Collins and Gerald Cox, are held and firmly bound unto the State of Ohio, in the sum of \$1,000- for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us, and dated at Broadway Ohio, this 8. day of April, 1930.

The condition of the above obligation is such, that whereas the above bound Gerald Cox, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of Jutella Cox, Paul Duffy, Mary Morrow, Max Morrow & Harold Morrow.

And, whereas the said Gerald Cox, 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 approved at the sum of \$842.²⁸

and, whereas said Court, made an order requiring said Guardian to execute a bond, according to the statute in such cases made and provided.

Now, if the said Gerald Cox, 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.

Gerald Cox, L. B. Collins, Ida Cox.

This Bond, approved in open Court, this 16. day of Apr. 1930.
W. H. Husted, Probate Judge-

Approving Bond

Journal entry: Order approving Bond, Probate Court, Union County, Ohio Apr. 17 - 1930.

This day, this cause come on, further to be heard and it appearing to the Court, that the said Gerald Cox, the plaintiff above named, has given Bond as heretofore ordered, in the sum of \$1,000- with Ida Cox, and L. B. Collins freeholders, as sureties, it is ordered that said Bond, be and hereby is approved.

MC MANUS-TROUP CO., TOLEDO, OHIO-72204

11784

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Application

to

Private Sale

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Order

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Affidavit of Disinterested Persons

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Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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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 Gerard Cox, as such Guardian, proceed to sell said real estate at private sale, for the appraised value thereof, on the following terms, to wit: Cash, 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. V. Busted, Probate Judge

Application

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

to

Application

Private Sale

The said Plaintiff represents that it would be for the best interest of the said Zarella Cox, Paul Duffey, Mornow, May Mornow and Chusalea Mornow, to sell the real estate described in the petition in this case at private sale, for the following reasons: each of the above named wards have only an interest in the real estate described in the petition and there would likely be but one bidder for their interest in each tract of land (same being the parties who now own the entire title to the said tracts of land excepting the within named wards shares)

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

Gerard Cox, bidn.

The State of Ohio, Union County.

Oath

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

Gerard Cox

Sworn to before me, and signed in my presence, this 19th day of April 1930.

W. V. Busted, Probate Judge

Affidavit

Affidavit of Disinterested Persons.

of Disinterested Persons

The State of Ohio, Union County.

C. M. Bright, Wm. DeCharre, 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

MC MANUS-THROUP CO., TOLEDO, OHIO-7204

11784

for interest of the said Zetella Cox eto. Paul Duffey
Morrow, Max Morrow, and Chasalea Morrow, to sell said
real estate at private sale, then at public sale, as
they truly believe.

C. M. Bright
Jr. - Debarrow.

Sworn to before me, and signed in my presence, this
19-day of April, 1930.

W. W. Husted, Probate Judge

Order of sale.

Order of Sale-

Probate Court.

The State of Ohio, Union County.

To: Mervin Cox, &

Guardians;

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 Zetella Cox et al.
are Plaintiff and Zetella Cox 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 interest of the wards named in the Petition
in the following described premises, to wit:

The following described real estate situated in the
County of Union in the State of Ohio and in the
Township of York, Survey No. 3234 and bounded
described as follows, Beginning at a stone in the
center of the cross road in York Center, thence with the
Kenton and York Grand road S. 1/2 N. 65.60 poles to a
stone and N. W. Corner of Robert McIntire (now Daisy
Winters land) thence with the north line of said
land S. 79' E. 34.72 poles to a stone and S. W. Corner
to Lucinda Wright's (now A. D. Brown's) land, thence with
the west line of said land N. 10 1/2' E. 49.48 poles to a
stone in the center of the York Center and Richmond
Gravel Road; thence with the center of said road N. 67'
W. 67.20 Poles to the beginning.

Containing 21 acres, excepting one acre,
sold by Robert McIntire to the Board of Education of
York Township, also, a lot sold by L. D. & M. L. Wright to
C. D. Watts; also, a lot to the Trustees of the W. B.
Church, in County and State aforesaid
Containing 16 acres more or less, as recorded, in record
of Deeds, Vol. 91, Page 436.

Also the following described Real Estate.

Situated in the State of Ohio, and County of Union
and Township of Taylor, and bounded, and described
as follows: being, in Survey No. 5778 eto.

11784

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Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11784

Beginning at a stone in the center of the Delaware
 Av. Bellefontaine Gravel Road. and at the N. E. Corner
 to a lot of land formerly conveyed to Thomas. Gearley,
 to John Baret; thence with the Westerly line, of said
 land S. 11' 30" East 48:12 Poles to a stone corner
 to said lot in the Westerly line of the N. Y. P. & O.
 rail-road; thence with said line S. 44' N. 38.16
 poles to a stone corner to land owned by J. B. Thacker
 thence with the East line of said land N. 1 1/2'
 N. 70.28. poles to a stone in the center of said gravel
 road; thence with the center of said gravel road N. 74'
 E. 50.80. poles to the place of beginning;

containing eight acres more or less. excepting 40/100 of an
 acre

Deeded by J. W. Sanraft and wife to Ida C. Sanderson
 Recorded in Vol. of Deeds 63 page 464 in Union
 County record of Deeds at Marysville, Ohio.

Also the following numbered lots in the town of
 Broadway in Union County, in the State of Ohio.
 Lot no. 65 - 66 - 70 - 71 - 72 - 73 - & 75;

Said sale to be upon 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 -- day of April, 1930.
 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.

Gerald Cox.

Report

Report of Sale

In obedience to the within order, I sold said
 premises --- April, 1930, to Emery Mooren Tract 1 -
 and to Bert Engle Tract No. 2. and to Ida Cox Tract No. 3,
 for the sum of \$842.25. said sum being the appraised
 value of the same.

Gerald Cox, Esq.

Dated the 19 day of April 1930

MC MANUS-THOUF CO., TOLEDO, OHIO-72201

11784

The State of Ohio, Union County
The above named Gerald Cox, 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. Gerald Cox

Sworn to before me, and signed in my presence this
19. day of April, 1930.

W.H. Husted, Probate Judge

Journal entry:

Orders approving and confirming sale.
April 19-1930.

Approving
an.

Confirming
Sale.

This day this cause comes on to be heard on the
return of Gerald Cox, Guardian of the estate of J. G. Allen
Cox, et al. of his proceedings and sale under the former
order of this Court. The Court having carefully examined
the return and being satisfied that such sale has
been in all respects regularly and legally made. It is
ordered that the same be and is hereby approved
and confirmed: and it is further ordered that the
said Gerald Cox as such Guardian, make to the
purchasers I. du Cox, Bert Cuyler, and Emery Morrow,
good and sufficient deeds for the premises so sold.

It is further ordered, that this proceeding be
recorded, and that said Petitioner pay the costs
herein taxed.

W.H. Husted, Probate Judge

MC MANUS-THOUF CO., TOLEDO, OHIO-72201

11760

Feb. 20.

1930

J. M. Lee
attly

(Becefontaine)

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Feb. 20.

1930

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

J. J. McKee
atty
(Bellevue, Ind.)

Paul H. Brooks, admin.,
of the estate of
Jossie B. Brooks, Deceased.
Plaintiff

no. 11760.

v.
Henry Ward Brooks,
James A. Brooks,
Casper A. Brooks,
Clifford C. Brooks,
E. J. Brooks,
Paul H. Brooks,
Annabelle Brooks.

Civil action.
Petition to
sell Real Estate.

a. minor aged 14 years;
Helen Brooks, a minor aged 12 years.
Mary Brooks, a minor " 10 "

Petition

Defendants.

Petition

The Plaintiff represents that he is the duly appointed and qualified administrator of the Jossie B. Brooks, 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 One Hundred Dollars; and that the total value of the personal estate and effects of said deceased, is some Dollars, being wholly insufficient to pay the debts and costs aforesaid.

The plaintiff further represents that said Jossie B. Brooks died seized in fee simple of an undivided 1/2 of the following described real estate, situate in the County of Union and State of Ohio, to-wit: and in the Township of York survey no. 3237 and bounded and described as follows, beginning at a stone and brick at the north east corner of Dilia Moffitt's land, and in the center of the York Center and Newton Grant Road; thence with the north line of said Moffitt's land N. 79 1/4° W. 92.4 poles to a stone and brick in the east line of Abraham Orbaugh's land; thence with said Orbaugh's line N. 13° 45' East 21.4 poles to a stone and brick at the south west corner Lydia E. Park's land; thence with said Park's south line S. 79 1/4° E. 94.40 poles to a stone and brick in the center of the stone named Grant road; thence with center of said Grant road S. 1 1/4° W. 21.32 poles to the place of beginning.

Containing 12.70 acres more or less.

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO

11760

Also, an undivided one-third interest in the following described real estate situated in the County of Union in the State of Ohio, and in the Township of York, part of Survey No. 3238, and bounded, and described as follows: being division No. 6 of the Robert McIntire farm set off in partition to Flora Batcher, Rose Tanner, and Alice McIntire, viz:

Beginning at a stone at the W.E. Corner of Davis land: thence with the east line of said land S. 11° N. 79.4 poles to a stone (corner of said land) center of the road: thence with the center of said road S. 79° E. 20.8 poles to a stone S.W. corner to the land of Flora Griffith et al: thence with the west line of said land N. 11° E. 71.20 poles to a stone corner to said lands in the south line of Virgil Harris land: thence with said line N. 79° W. 33.60 poles to a stone corner of John McIntire's land: thence with a line of John McIntire's land S. 11° N. 41.80 poles to a stone corner of said land in the north line of H. Davis' land: thence with said line S. 79° E. 12.92 poles to the beginning containing 12.55 acres more or less.

Also, an undivided one-third interest in the following described real estate situated in the County of Union, State of Ohio, and Survey last aforesaid, being division No. 7 of said Robert McIntire's farm set off in partition to Lily Griffith, and Flora Griffith, beginning at a stone in the center of a road, and at the southwest corner of J. W. Cahill's land: thence with the west line of said Cahill's land, and lands of H. Worthington, N. 11° E. 71.20 poles to a stake: corner of said Worthington's land: thence with the north line of said Worthington's land, and the land of Virgil Harris N. 79° W. 28.20 poles to a stone north east corner of the Flora Batcher et al: thence with the east line of said land S. 11° N. 71.20 poles to a stone in the center of said road: thence with the center of said road S. 79° E. 28.20 poles to the beginning containing 12.50 acres more or less.

Being an undivided one-half interest in the following described real estate situated in the County of Union, in the State of Ohio, and in Township of York, Survey No. 3239, and bounded and described as follows:

Beginning at a stone and piece of brick in the center of the York Center and Newton Gravel road at the north east corner of Ruth Stornit land: thence with the north line of said land N. 79° 4' W. 94.40 poles to a stone and brick in the east line

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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of Abraham Orbaugh's land: thence with said east line N. 13 3/4° E. 6.50 poles to a stone and brick at the south west corner of Henry Stalder's land: thence with the south line of said Stalder's land S. 79 1/4° E. 92.50 poles to a stone and brick in the center of said gravel road: thence with the center of said gravel road S. 1 1/4° W. 6.72 poles to the place of beginning.

Containing 3.90 acres more or less.

The said decedent died leaving the defendant E.J. Brooks, his widow, who is entitled to dower in said premises: that the defendants Paul H. Brooks, Henry Ward Brooks, James W. Brooks, Casper W. Brooks, Oliver C. Brooks, Annabelle Brooks, Helen Brooks, Mary Brooks, are the only next of kin of said decedent, having the next estate of inheritance from said Josie B. Brooks deceased, in said premises:

The Plaintiff therefore prays, that the dower of said E.J. Brooks, in said premises may be assigned and set off to him: and of the said Paul H. Brooks, James W. Brooks, Casper W. Brooks, Oliver C. Brooks, Annabelle Brooks, Helen Brooks, Mary Brooks, 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 use of said dower, according to the statute in such cases made, and provided and for all other proper orders and relief in the premises.

Paul H. Brooks, ad. of the estate of Josie B. Brooks, deceased.

The State of Ohio, Loyan Cass

Paul H. Brooks, 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.

Paul H. Brooks.

Sworn to before me, and signed in my presence, this 18. day of July, 1930.

J. J. McCee, Notary Public, Loyan Co. O.

Filing of Petition

Journal Entry: Filing Petition to Sell Real Estate July 20th 1930. no. 11760.

This day came the Plaintiff Paul H. Brooks ad. of the estate of Josie B. Brooks.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

11760

presented to this court his petition duly verified, praying an order for the sale of real estate of the said Josie B. Brooks, 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. Guated, Probate Judge

Minor

Minor of Successors. ^{vs.} Consent to Sale
Probate Court, Union County, Ohio.
Paul H. Brooks, James Anthony Brooks,
Henry Ward Brooks, Casper W. Brooks.

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County ss.

To Paul H. Brooks, adr.,

you are commanded to notify Annabelle Brooks, a minor; Helen Brooks, a minor; and Mary Brook, a minor, and Gladys Miller their mother, and the person with whom said minors reside, their father being dead, and they having no legally appointed guardian, making service of this summons upon them and also upon their mother or the person having the care of such infants, or with whom they live: that they have been sued by Paul H. Brooks, adr., of the estate of Josie B. Brooks deceased, in the Probate Court of Union County, Ohio, and that unless they answer by the 22 day of March 1930, the petition of the said Plaintiff for the sale of the real estate of said deceased, therein described, for the payment of debts of said estate, 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 -- day of February 1930.

Witness my signature and the seal of said Court, this 20 day of Feb., 1930.

W. H. Guated, Probate Judge

Return

Return.

The State of Ohio, Union County ss.

I Paul H. Brooks, being duly sworn, say that I served the within writ by delivering a copy of it, with the indorsements thereon, personally to the within named defendants, on the day, here named, viz:

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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July 22-1930 to

Annabelle Brooks a minor

Kelew Brooks a minor

Mary Brooks a minor

Gladys Miller, mother of said minors, with whom said minors reside,

Paul B. Brooks

Sworn to before me and signed in my presence this 25 day of July, 1930.

W. H. Husted, Probate Judge

waiver

waiver of Summons and Consent to Sale -

Probate Court, Union County, Ohio,

July, 1930. E. J. Brooks -

Oliver A. Brooks -

In the Probate Court, Union County, Ohio

Answer of Widower.

Now comes E. J. Brooks, 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 the said Josie B. Brooks, deceased, and as such is entitled to dower in the premises described in said petition that his age is 66 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 premises may be sold free from his dower estate therein, and that the value of such dower estate be allowed and paid him, in lieu thereof, out of the proceeds of the sale, such sum of money as the Court deems just and reasonable value of his dower interest in said real estate.

E. J. Brooks.

State of Ohio.

County of Logan St.

Oath

E. J. Brooks, having first duly sworn, deposes and says that he is one of the defendants in the above entitled action, and that the allegations contained in the foregoing answer, are as he truly believes.

E. J. Brooks.

Sworn to before me and signed in my presence this 17 day of April, 1930.

J. J. Maly

J. J. Maly, Notary Public, Logan Co., O.

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11768

Answer Gdn. ad. Litem

Answered Gdn. ad Litem

In the Probate Court of Union County, Ohio now comes William J. Porter, heretofore appointed by the Court guardian ad litem for the infant defendants herein Annabelle Brooks, Helen Brooks, and Mary Brooks, and for his answer as such guardian ad litem to the petition herein says that he denies all the allegations therein contained, and further says that said infant defendants are of tender years, and asks the Court to protect their rights and to grant them such relief herein as may be proper.

William J. Porter, Gdn. ad. Litem.

Motion

Motion.

now comes the plaintiff and represents to the Court that defendant Annabelle Brooks is a minor of the age of 14 years defendant Helen Brooks is a minor of the age of 12 years, and the defendant Mary Brooks is a minor of the age of 10 years, and therefore moves the Court that William J. Porter be appointed as guardian ad litem to represent said infant defendants in this action.

Hale & Mc Kee, attys for Plaintiff

Journal entry

In the Probate Court, Union County, Ohio Journal Entry

It appearing to the Court that Annabelle Brooks Helen Brooks and Mary Brooks, minor defendants have been duly served with summons and have not applied for the appointment of a guardian ad litem a longer time than twenty days has elapsed since the return of the summons served upon them and each of them and upon the application of the plaintiff it is ordered that William J. Porter be appointed guardian ad litem for said minor defendants, and thereupon came the said William J. Porter, and accepted said appointment.

W. H. Husted, Probate Judge.

O. K.

William J. Porter, Gdn. for
Annabelle Brooks
Helen Brooks
Mary Brooks-

11768

Journal entry

This petition the real and Mrs. of Mrs. defendant and the advised herein entered her name of those for and

The Court the said set for prima the said down, proceed money of this allegation necessary described of a The petition of the that as an ad in the the. Q. add An med. estate sale, admin at not l there of

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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

Journal Entry

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, also upon the return of the summons issued, and the answer of Mrs. L. Myers, as Guardian ad. litem for the minor defendants Amabelle Brooks, Helen Brooks, and Mary Brooks, and the answer of E. J. Brooks, and the Court being fully advised in the premises finds that all the defendants herein have been legally served with process, or have entered their appearance herein, and that all have been notified of the tendency and prayer of the petition as prescribed by law, and with the exceptions of those that have filed answer herein are in default for answer, or demurrer.

The Court further finds that E. J. Brooks, widow, of the said Josie B. Brooks claims as in his answer herein set forth assignment to him of dower in said premises by metes and bounds, and desires that the same may be sold clear and free of his dower, and that the Court set off herein out of the proceeds of the sale of said premises such sum of money as may be just and reasonable in lieu of his dower interest; and the Court finds that the allegations of said petition are true, and that it is necessary to sell the true real estate in the petition described to pay the debts of the deceased, and costs of administration.

The Court further finds that the real estate in the petition described was appraised by the appraisers of the personal estate, and the Court also finds that the Bond herefor given by the plaintiff as administrator of the estate of Josie B. Brooks, in the amount of \$2000⁰⁰ is sufficient.

There, therefore ordered, that further appraisement & additional Bond be dispensed with.

And, it further appearing to the Court, that it would be to the interest of the said estate to sell the real estate described in the above petition at private sale, it is now ordered that said Paul B. Brooks, as such administrator proceed to sell said real estate at private sale at not less than the appraised value.

Thereof on the following terms: cash.

W. H. Husted Probate Judge

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-

11760

Order of Sale. Exec. of. Dorman.

The State of Ohio, Union County: ss.

Probate Court.

To. Carl H. Brooks, adm. of the estate of Josie B. Brooks, dec'd.

Clerk of

Dale.

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 Henry Ward Brooks, 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 for the dowry of E. J. Brooks widow of Josie B. Brooks, deceased, the following described premises, to-wit:

Being an undivided one third interest in the following described real estate situated in the township of York, in the county of Union, and in survey No 3229, and bounded and described as follows, beginning at a stone and brick at the north east corner of Dillie Moffitt's land; and in the center of the York Center and Newton Gravel Road: thence with the north line of said Moffitt's land N. 79 1/4° W. 99.4 poles to a stone and brick in the east line of Abraham Orbaugh's land; thence with said Orbaugh's line N. 13° 45' East 21.4 poles to a stone and brick at the southwest corner of Lydia E. Park's land; thence with said Park's south line S. 79 1/4° E. 94.4° poles to a stone and brick in the center of the above named gravel road; thence with the center of said gravel road S. 1 1/4° W. 21.32 poles to the place of beginning containing 12.70 acrs. more or less

Also an undivided 1/3 interest in the following described real estate situated in the county of Union in the state of Ohio, viz. in the township of York, part of survey No. 3238, and bounded and described as follows: being divisions No. 6, of the Robert M. Luttrell farm set off in partition to Flora Batcher, Rose Jarner, and Alice M. Luttrell viz:

Beginning at a stone at the N.E. Corner of Dain's land; thence with the east line of said land S. 11° W. 29.4 poles to a stone (corner of said land in center of the road; thence with the center of said road S. 79 E. 20.8 poles to a stone S.W. Corner to the land of Flora Griffith, et. al; thence with the west line of said land N. 11° E. 71.20 poles to a stone corner to said lands in the south line of Virgil Harris land; thence with said line N. 79 W. 33.60 poles to a stone corner of John M. Luttrell's land; thence with a line of John M. Luttrell's land S. 11° W. 41.80 poles to a stone corner of said land in the north line of H. Davis'

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land; beginning containing

also an described township No. 7, of to Billy in the of J. W. Cahill's poles to thence and the to a. S. at S. 11° road: poles to contain

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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79201

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land: Thence with said line $S. 79^{\circ} E. 12.92$ poles to the beginning containing 12.55 acres more or less.

Also an undivided one-half interest in the following described real estate situated in the County, State Township and survey past aforesaid, and being division No. 7 of said Robert M^c Intire's farm, set off in partition to Billy Griffith and Flora Griffith beginning at a stone in the center of a road; and at the south west corner of J. W. Cahill's land; thence with the west line of said Cahill's land, and lands of H. Worthington $N. 11^{\circ} E. 71.2$ poles to a stake; corner of said Worthington's land; thence with the north line of said Worthington's land; and the land of Virgil Harris $N. 79^{\circ} W. 28.20$ poles to a stone north east corner of the Flora Katcher et al. Thence with the east line of said land $S. 11^{\circ} W. 71.20$ poles to a stone in the center of said road; thence with center of said road $S. 79^{\circ} E. 28.00$ poles to the beginning, containing 12.35 acres more or less.

Bring an undivided one-half interest in the following described real estate situated in the County of Union, in the State of Ohio, and in the Township of York survey No. 3239 and bounded and described as follows:

Beginning at a stone and piece of brick in the center of the York Center and Newcom Gravel Road; at the north east corner of Ruth Stormit land; thence with the north line of said land $N. 79^{\circ} 1/4 W. 94.40$ poles to a stone and brick in the east line of Abraham Orbaugh's land; thence with said east line $N. 13^{\circ} 1/4 E. 6.50$ poles to a stone and brick at the southwest corner of Henry Stalder's land; thence with the south line of said Stalder's land $S. 79^{\circ} 1/4 E. 92.50$ poles to a stone and brick in the center of said gravel road; thence with the center of said gravel road $S. 1^{\circ} 1/4 W. 6.72$ poles to the place of beginning, containing 3.90 acres more or less.

Said sale 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 & the seal of said Court this 17 day of April, 1935.

Wm. H. Husted Probate Judge

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO

11760

Return

Return

In 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 17 day of April, 1930.

Paul H. Brooks.

Report of sale

Report of Sale.

In obedience to the within order. I sold said premises on the 17th day of April, 1930. to Henry Ward Brooks for the sum of Four Hundred Sixty and ⁴¹/₁₀₀ Dollars. said sum being more than the appraised value of the same.

Paul H. Brooks. Adm.

Dated the 17 day of April, 1930.

Oath

The State of Ohio, Union County, ss.

The above named Paul H. Brooks, adm. of the estate of Josie B. Brooks, 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.

Paul H. Brooks

Sworn to before me, and signed in my presence, this 17 day of April, 1930.

J. J. McLee, Probate Judge.

Order approving

Journal entry: Order approving and confirming sale Probate Court, Union County, Ohio, April 17-1930.

Confirming sale

This day this cause coming on to be heard on the report of Paul H. Brooks, as adm. of Josie B. Brooks dec'd, 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 the same be, and hereby is approved, and confirmed.

It is further ordered that the same be, and hereby is approved, and confirmed.

11760

It is of all petitioners interest in said upon the purchase of recorded

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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It is further ordered, that said petitioner execute a deed of all the right, title and interest of the said petitioner execute a deed of all the right, title and interest of the said Josie B. Brooks, deceased, in said real estate to the purchaser Henry Ward Brooks upon the said purchase, paying to said adv. the full purchase price in cash.

It is further ordered, that this proceeding be recorded, and that said petitioner pay costs.

W. H. Husted, Probate Judge

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MC MANUS-THOMP CO., TOLEDO, OHIO-79704

MC MANUS-THOMP CO., TOLEDO, OHIO-79704

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July 11, 1930
Atty.
J. H. Kirkpatrick

Petition for Sale of Real Estate to Pay Debts.
Probate Court, Union County, Ohio.
No. 11752.
Civil Action
Ruth M. Scheidner, adx.,
of the estate of
Herman Scheidner, deceased.
Plaintiff

Petition to Sell Real Estate.
Petition.

Ruth M. Scheidner,
Plus Dean Scheidner, ex.
The Citizens Home Sav. Co.
Defendants.

The Plaintiff represents that Ruth Scheidner the duly appointed and qualified adx. of the estate of Herman Scheidner late of Union County, Ohio, deceased; that the amount of debts due from the deceased is (\$2500.00) twenty five hundred dollars, as near as they can be ascertained Exhibit A.

Mortgage to Citizens Home Sav. Co. \$1500.00
L. C. Miller Undertaker Physicians bill, etc. 1000.00
Total \$2500.00

That the charges of administration of said estate will amount to about \$200. and that the total value of the personal estate and effects of said deceased is but \$1000. being wholly insufficient to pay the debts and costs upon said.

The Plaintiff further represents that said Herman Scheidner 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:

Beginning at two white oaks on the bank of Dady Creek marked as the southwest corner of a tract of land conveyed by Lucas Sullivant to Samuel Woods by deed bearing date the 25th day of November in the year of our Lord one thousand eight hundred and fourteen and of which tract this conveyance is part: thence N. 53 E. 170 poles to two hickories and sugar; thence N. 37 W. 50 1/2 poles to a hickory and walnut; thence S. 53 W. to two hickories on Dady Creek; thence down the Creek with its meanders to the beginning containing 60 acres.

Also the following tract of land situated in the Township of Union, being part of Survey No. 5038, and bounded and described as follows:

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Petition

Petition

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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11752 locusts lower court on the creek to said Survey and upper corner to Survey No. 3311; thence with said Survey line S. 5-3 3/4 W. 46.40 poles to a stake in said Survey line and in the center of the gravel road from Minnville to Miford Center; thence with the center of said road N 33 W. 49.60 poles to a stake in the center of said road, thence N. 45 E. 4.72 poles to a sycamore on the bank of Dary Creek; thence down the creek with the meanders thereof to the beginning.

containing 9 3/4 acres.

also the following tract of land situated in said Survey No. 5038 and bounded as described as follows:-

Beginning at a stone in the center of the Minnville to Miford Gravel Road and north west corner of 9.75 acres of land conveyed to John S. Kleiber by Theodor Woods; thence with the center of said Gravel Road N. 39 W. 12.68 poles to a stake and stone corner of lands owned by David McCloud thence N. 55 E. 5.50 poles to the center of Big Dary (a stone mark S. 55 W. 1.60 poles) thence down said creek with the meanders thereof S. 54 E. 10.60 poles (with a sycamore on the bank of said creek) to the north east corner of said 9.75 acres of land conveyed to the said John S. Kleiber by Theodor Woods; thence with said line S. 34 W. 7.50 poles to the beginning.

Containing 40 1/2 acres of land.

Petition

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 \$3000. Petitioner asks that said appraisement be approved, and adopted in final proceedings.

The said decedent died leaving the defendant Ruth Scheidner his widow who is entitled to dower in said premises; that the defendant John Dean Scheidner, is his only child, that said

Ruth Scheidner ^{aw.}

John Dean Scheidner

is the only heir of said decedent, having the next estate of inheritance from said Herman Scheidner deceased, in said premises that the defendant, The Citizens Home and Savings Co., has a mortgage lien upon the said real estate described.

The Plaintiff therefore prays that the dower of said Ruth Scheidner in said premises, may be assigned and set off to her; that the rights, interests or heirs

MO MANUS-THROUP CO., TOLEDO, OHIO-79204

11752 of the said John Dean Scheiderer, and the Citizens Home Savings Company may be fully determined, adjusted and protected according to equity, and that your petition may be authorized and ordered to sell said real estate (above described) at private sale for the sum of \$3750. as she now has a bona fide offer therefor in said amount for cash, that she may sell said real estate from from said donor according to the statute in such case made and provided for all other proper orders and relief in the premises.

Ruth M. Scheiderer.

Oath

The State of Ohio, Union County
 Ruth M. Scheiderer the within named Plaintiff being duly sworn, says that the various matters aforesaid set forth in said petition are true to the best of her knowledge and belief.

Ruth M. Scheiderer.

Spoken to before me and signed in my presence this 11 day of February, 1930. W. H. Wusted, Probate Judge.

Filing Petition

In the Probate Court of Union County, Ohio
 Feb. 10 - 1930

Journal entry: Filing Petition to sell
 Real Estate

This day came the plaintiff Ruth M. Scheiderer and presented to this Court her petition duly verified, praying an order for the sale of real estate of the said Herman Scheiderer 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 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. This cause is continued.

W. H. Wusted,

Probate Judge.

Waiver

Waiver of Summons.

Probate Court, Union County, Ohio.

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

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Real estate
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Answer of
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MC MANUS-THOUF CO., TOLEDO, OHIO-79204

11752 Real estate described in the petition in said action according to the prayer of the same. July 11 1930.

Ruth M. Scheiderer
Citizens Home and Savings Co.
Jno. C. A. Hooper

Answer of
widow

Answer of widow.
Probate Court, Union County, Ohio.

And now comes Ruth M. Scheiderer 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 Herman Scheiderer deceased and as she is entitled to dower in the premises described in said petition that her age is 21 years and she fully consents to said sale as prayed for and waives the assignment of dower in said premises by notes and bonds in receipt and profits and asks the Court that said premises may be sold free from her dower estate therein and paid her in lieu thereof out of the proceeds of the sale by such sum of money as the Court deems just and reasonable value of her dower interest in said real estate.

Oath

The State of Ohio, Union County.

Ruth M. Scheiderer being duly sworn, says that the statements in the foregoing answer are true as she verily believes.

Ruth M. Scheiderer.

Sworn to before me and signed in my presence.
This 11-day of July, 1930.

J. M. Husted Probate Judge

appl. of
apt. of
Gdn. ad litem

Application for Appointment of Guardian Ad Litem.
Probate Court, Union County, Ohio.
July 13-1930.

To the Hon. W. H. Husted, Judge of said Court.

The undersigned Ruth M. Scheiderer makes application for the appointment of a Guardian Ad Litem for the minor defendants in the above entitled case.

The defendant John Dear Scheiderer (an infant under one year of age under the age of 14 years and has been duly served with summons herein.

The undersigned suggests that Adele M. Kagay who is a suitable person be appointed as such Gdn. ad litem.
Ruth M. Scheiderer

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11752

Probate Court, Union County, O. July 13-1930.
No. 11752.

Appt. of Gdn. ad. litem.

Appt. of Gdn. ad. litem.

This day Ruth M. Scheiderr 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 John Dean Scheiderr is an infant under the age of one year and has been duly and legally served with summons herein it is ordered that Adele M. Kagay be and she hereby is appointed Guardian for the suit for said minor defendant.

And now comes the said Adele M. Kagay and in open court accepts said appointment

W. Husted, Probate Judge

Summons

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County.

To J. B. Lingard, Sheriff Union Co. Ohio.

You are hereby commanded to notify John Dean Scheiderr and the following named who are minor tomb:

John Dean Scheiderr

making service of this summons upon said minor and also 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 11-day of July, 1930.

Ruth M. Scheiderr Adx. of the estate of Norman Scheiderr 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 15-day of March, 1930 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 February, 1930.

This writ to be served on each of said defendants by copy personally.

Witness my hand and the seal of said Court this 11-day of July, 1930.

W. Husted, Probate Judge

Return

Return of Service

Received this writ on the 11-day of February, 1930 at 3 P.M. and on the days and in the manner hereinafter named I served the same on the within named defendants: July 13-1930 on John Dean Scheiderr

11752

And as

July 13-1930
John Dean Scheiderr
pro #1

The above same by of service on this 11-

Answer of Gdn. ad litem

And no the minor by Adele M. Kagay appointed guardian ad litem for the minor and now in the

appt. to sell at Private sale.

The... for the... the... Case... that the... Could... And to sell

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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And as to the within named defendants who is minor John Dean Scheiderr.

July 13-1930 on Receipt M. Scheiderr the mother of said John Dean Scheiderr. the person having the care of and with whom the said John Dean Scheiderr lives.
Jrs #1st

J. B. Lingrel, Sheriff
By Mary E. Clive, Deputy.

The above named J. B. Lingrel 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 11 day of July, 1930.

Ed. W. Husted, Probate Judge -

Answer of
John Dean
Scheiderr

Answer of Guardian ad litem,
Probate Court.

And now comes the said John Dean Scheiderr the minor defendant to the petition in said cause, by Adele M. Kayay 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 defendant.

They further say that they are of tender years and not acquainted with the law of such cases and therefore pray the court to protect their rights in this cause and for such relief as may be just.

Dated this 13 day of February 1930.
Adele M. Kayay.

Application to
sell at
Private sale.

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

No. 11752.

Application

The said Plaintiff represents that it would be for the best interests 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 adx. has a bona fide offer for more than the appraisement in cash and for more than could be obtained at public sale, as she believes.

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

Ruth M. Scheiderr
Adx.

11752

The State of Ohio, Union County

Oath

Ruth M. Scheidter being duly sworn, says that the various matters set forth in the foregoing application are true as she verily believes

Ruth M. Scheidter

Sworn to before me and signed in my presence this 17 day of March, 1930.

W. H. Husted, Probate Judge

The State of Ohio, Union County

Oath

Ruth M. Scheidter, being duly sworn, says that the various matters set forth in the foregoing application are as she verily believes

Ruth M. Scheidter

Sworn to before me and signed in my presence this 17 day of March, 1930.

W. H. Husted, Probate Judge

Affidavit

Affidavit of Disinterested Persons

Disinterested Person

The State of Ohio, Union County

Eber Dillan and Norman C. Bown 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 than at public sale for the reasons stated in the application and because they believe the aforesaid real estate will sell at a greater price than could be at Public Auction, as they verily believe

Eber W. Dillan

Norman C. Bown

Sworn to before me and signed in my presence this 17 day of March, 1930.

W. H. Husted, Probate Judge

Probate Court, Union County, Ohio
March 17-1930.

Order for Private sale

Order for Private Sale, 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 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 Widow of said Herman Scheidter has waived her rights of dower in said land, in the estate to be sold, and, as

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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Appraisement of such estate is contained in the inventory. It is ordered that another appraisement be and every is dispensed with.

And the Court being satisfied that it is necessary to sell the real estate of said Herman Scheiderer, 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 Ruth M. Scheiderer adx. of said Herman Scheiderer deceased, 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

Order of Sale Free of Dower. The State of Ohio, Union County, Probate Court. To Ruth M. Scheiderer adx. of the estate of Herman Scheiderer, 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 adx. are Plaintiff and Ruth M. Scheiderer 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 Ruth M. Scheiderer widow of Herman Scheiderer deceased, the following described premises to wit: Situate in the County of Union State of Ohio, and in the township of Union.

Beginning at two white oaks on the Bank of Dasher Creek, marked as the south west corner of a tract of land, conveyed by Lucas Sullivan to Samuel Woods, by deed, bearing date the 25 day of November in the year of our Lord, one thousand Eight hundred and fourteen and of which tract this conveyance is a part.

Thence N. 5-3° E. 120 poles to two hickories, a sugar; Thence N. 37° W. 50 1/2 poles to a hickory and walnut.

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MC MANUS-THOUF CO., TOLEDO, OHIO-79201

1175-2

Thence S. 53° W. to two Buckeyes on Dady Creek; thence down the Creek with its meanders to the beginning.

Containing 60 acres.

Also the following tract of land situate in the township of Union, being part of Survey no. 5038 bounded and described as follows:

Beginning at a stone in the place of two honey locusts lower corner on the creek to said Survey and upper corner to Survey no. 3311; thence with said Survey line S. 53 3/4° W. 46.40 poles to a stake in said Survey line and in the center of the gravel road from Unionville to Miford Center; thence with the center of said road N. 33° W. 49.60 poles to a stake in the center of said road; thence N. 45° E. 47.2 poles to a sycamore on the Bank of Dady Creek. thence down the creek with the meanders thereof to the beginning.

Containing 9 3/4 acres.

Also the following tract of land situated in said Survey no. 5038 bounded and described as follows:

Beginning at a stone in the center of the Unionville and Miford gravel road and north west corner of 9.75 acres of land conveyed to John S. Kleiber by Theodore Woods;

thence with the center of said gravel road N. 39° W. 12.63 poles to a stake and stone corner of lands owned by David M. blond

thence N. 55° E. 5.50 poles to the center of Big Dady Creek. (a stone has S. 55° W. 1.60 poles)

thence down said creek with the meanders thereof S. 54° E. 10.60 poles (with a sycamore on the banks of said creek) to the north east corner of said 9.75 acres of land conveyed to John S. Kleiber by Theodore Woods;

thence with said line S. 34° W. 7.50 poles to the beginning.

Containing 40/100 acres of land.

Said sale to be for of the donor of Ruth M. Scheiderr and to be upon the following terms. Limit 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 17 day of March, 1930.

W. H. Husted, Probate Judge

MC MANUS-THOUF CO., TOLEDO, OHIO

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Return

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Report of

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MC MANUS-THROUP CO., TOLEDO, OHIO - 79201

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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 17 day of March, 1930.

Ruth M. Scheiderer, Adm'r.

Report

Report of Sale

of

In obedience to the within order I sold said premises on the 17 day of March, 1930, to The Ohio Orchard Company for the sum of \$3750. said sum being more than the appraised value of the same.

Ruth M. Scheiderer.

Dated the 17 day of March, 1930.

The State of Ohio, Union County.

The above named Ruth M. Scheiderer 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.

Ruth M. Scheiderer.

Sworn to before me and signed in my presence this 17 day of March 1930.

W. H. Husted, Probate Judge.

Orders appraising or

Journal Entry: Orders appraising or Confirming Sale Probate Court Union County, Ohio, March 17th 1930.

Confirming Sale

This day this cause coming on to be heard on the report of sale of real estate by Ruth M. Scheiderer Adm'r. of Herman Scheiderer 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 Herman Scheiderer deceased, the widow and heir.

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

1132 in said real estate, to the purchaser, The Ohio Orchard Company.

It is further ordered that this proceeding be recorded, and that said petitioners pay costs.

W. H. Trustad, Probate Judge

11 782

Clerk

Mar. 14 - 1930.

C. A. Cooper, atty.

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Elaine
Stella
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Augusta
E. W. P.
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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11 782
Cites

Petition for sale of Real Estate to Pay debts.
Probate Court, Union County, Ohio
no. 11 782

Mar. 14 - 1930.
C.A. Cooper
atly

J. H. Wood, Executor
of the estate of
Elizabeth Bigelow, deceased,
Plaintiff

Civil action

Minna M. Kay Perfect
Bessie Easterday
Elaine Osborn
Stella Pierce Kough
Trustees of Blatome Trp.
Union Co. Ohio.
Augustus Pierce (Pierce)
E. W. Pierce
Frank Pierce
William Pierce
Daisy Easterday
Beta Easterday
Trustees of the Union
County Children's Home
Petition
Frances Adell Pine Potts,
Defendants.

Petition to sell Real Estate.

Petition

The Plaintiff represents that he is the duly appointed and qualified executor of the estate of Elizabeth Bigelow late of Union County, Ohio, deceased; that the amount of debts due from the deceased is One thousand Dollars, as near as they can be ascertained Exhibit W.

Funeral expenses
Claim of \$ 5500.00
This claim is not correct, and the payment of it will be litigated, unless a reasonable adjustment can be made.

It is necessary to sell the real estate in order to pay the specific bequests of money made by the Will and to carry out the provisions of the Will. that the charges of administration of said estate will amount to about six hundred dollars; and that the total value of the personal estate & effects of said deceased, is but Fifty-five hundred dollars.

The Plaintiff further represents that said Elizabeth Bigelow died seized in fee simple of the undivided one-half of the following described real estate, situated in the County of Union, State of Ohio

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO

11782 and in the Village of Richmond, to wit:

Bring the undivided one-half interest of the following

Bring lots numbered 153 and 154 in Gill's First Addition to said Village of Richmond.

For a more definite description see Recorded Plat of said Addition at the Union County Recorder's Office.

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 Twenty-seven Hundred & Fifty dollars

The said decedent died leaving the defendants Stella Pierce Bough, Elsie Storm, Augustus Pierce, E. H. Pierce, Frank Pierce, Winnie McKay-Rickett, Frances Adell, Pierce Potts,

and the only next of kin of said decedent having the next estate of inheritance from said Elizabeth Bigelow deceased, in said premises that the defendants above named, and the defendants

Bessie Easterday, the Trustees of Clairborne Township, Union Co. Ohio

William Pierce, Daisy Easterday, Gladys Easterday

and the Union County Children's Home, are all of the beneficiaries of the Last Will and Testament of the said Elizabeth Bigelow.

The Plaintiff therefore prays that your petition may be authorized and ordered to sell said real estate according to the statute in such case made, and provided for all other proper orders and relief in the premises.

J. F. Wood, Ex.

Oath

The State of Ohio, Union County

J. F. Wood, et al. 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. F. Wood

Sworn to before me, and signed in my presence, this 20th day of July, 1930.

C. A. Hoopes, Notary Public (Seal) C. A. Hoopes.

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MC MANUE-TROUP CO., TOLEDO, OHIO-79204

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In the Probate Court of Union County, Ohio,
Filing Petition to sell Real Estate.

This day came the plaintiff J. F. Wood and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said Eliza Belle Bigelow 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 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 said defendants. This cause is continued.

W. Husted, Probate Judge

Wainor

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Probate Court, Union County, Ohio.

No. 11782.

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.

March 14 - 1930.

The Trustees of the Union County

Chedron's Home

By Richard C. Hall, Atty

Wainor

Wainor

Probate Court, Union County, Ohio.

We the undersigned party Defendant to the Petition in the above entitled action do waive issuing and service of Summons and voluntarily enter appearance, as such Defendant. 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.

Witness William Pierce.

Wainor

We the undersigned Defendant 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 such Defendant, and consent to sale of Real Estate.

Frank J. Pierce

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO

11782

Waiver

Waiver

Probate Court, Union County, Ohio,
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 Defendant. And we
consent to the sale of the Real Estate described in the
petition in said action according to the prayer
of the same.

Paul B. Van Winkle Clerk Clairborne Sp.
Mrs Daisy Easterday Caracciolo,
Miss Ethel Easterday
Mrs. Bessie Easterday

Waiver

Waiver

Probate Court, Union County, Ohio.
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.

Estella Pierce Hough.
Minnie McKay Beckett.
Frances G. Potts.

Waiver

Waiver of Summons

Probate Court, Union County, Ohio.
The undersigned Defendant, hereby waives issuing and
service of summons, and, voluntarily enters appearance,
as such Defendant. 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.
July, 24 - 1930.

E. H. Pierce

Waiver

Waiver

Probate Court, Union County, Ohio.
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.

Gus Pierce
Elsie Osborn
William Pierce

Order for
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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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application

Application to sell Real estate at Private Sale -
Probate Court, Union County, Ohio.

The said Plaintiff represents that it would be for the best interests 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 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.

J. F. Wood, Executor.

Oath

The State of Ohio, Union County.

J. F. Wood, being duly sworn, says that the various matters set forth in the foregoing Application, are true as he truly believes.

J. F. Wood.

Sworn to before me, and signed in my presence, this 14. day of March, 1930.

C. A. Koepfer, Notary Public
C. A. Koepfer

affidavit

Affidavit of Disinterested Person.

The State of Ohio, Union County.

Mary M. Blain & Frank L. Adams, 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, as they truly believe.

Mary M. Blain
Frank L. Adams.

Sworn to before me, and signed in my presence this 14. day of March, 1930.

C. A. Koepfer, Notary Public
C. A. Koepfer

Order for
Private
Sale.

Probate Court, Union County Ohio,
Mch. 14 - 1930.

Order for Private Sale.

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

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

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entered their appearance, herein, and are now properly before the Court. That the statements and allegations in said petition are true. That said Elizabeth Bigelow 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.

It is ordered that another appraisement per An. Henry is dispensed with. And the Court being satisfied that it is necessary to sell the real estate of said Elizabeth Bigelow, described in the petition, to pay her debts and to carry out the provisions of her 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 J. F. Wood as such executor proceed to sell said real estate item of dower at private sale for not less than the appraised value thereof, on the following terms 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. Husted, Probate Judge

Order of sale

Order of sale.

The State of Ohio, Union County, Probate Court. To J. F. Wood, ex. of the estate of Elizabeth Bigelow, 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 Elizabeth Bigelow are Plaintiff and Minnie McKay Perfect, 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:

Situated in the State of Ohio County of Union an. village of Richmond, and bounded, and described as follows:

Being the undivided one-half of Lots, No. 153, and 154 in Gill's First Addition to said Village of Richmond.

For a more definite description see the Recorded Plat of said Addition at the Union County Recorder's Office.

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To the Court

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Report

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Said Sale to be to the highest and best bidder 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 Mansfield, Ohio, this 14 day of March, 1930.
C. W. Husted, Probate Judge

Return

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.

March, 1930.

J. F. Wood.

Report

Report of Sale - Private

of Sale

In obedience to the within order, I sold said premises on the - - day of March, 1930, to Lloyd Winter for the sum of Thirteen Hundred Dollars, said sum being more than the appraised value of the same.

Dated - - March, 1930.

J. F. Wood.

to Court
Meeting:
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Defendants
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nd. value

The State of Ohio, Union County.
The above named J. F. Wood, 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. F. Wood.

Sworn to before me, and signed in my presence this 14. day of Mch. 1930.

C. A. Hoopes, Notary Public
C. A. Hoopes

approving

Journal Entry: Orders approving & Confirming Sale Probate Court, Union County, Ohio.

Confirming Sale

This day this cause coming on to be heard on the report of J. F. Wood executor of the estate of Elizabeth Bigelow deceased, of his proceedings and sale under the former order of this Court: and upon the

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Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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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 said estate of Elizabeth Bigelow in said real estate to the purchaser Lloyd Winter upon the said purchaser executing to said petitioner a mortgage upon the premises to secure the deferred payments of the purchase money.

It is further ordered that this proceedings be recorded and that said petitioner pay costs.

W. W. W. dated

Probate Judge

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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Firm Page. 37 -
Journal entry: Orders approving and Confirming Sale
Probate Court Union County, Ohio,
March 28 - 1930.

This day, this cause coming on to be heard, on the report of Howard C. Black executor of the estate of Mary M. Trumble, 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 be hereby approved and confirmed.

It is further ordered that said petitioner execute a deed of all the right title and interest of the said Mary M. Trumble in said real estate to the purchaser R. F. Willaust upon the said purchaser paying to the said petitioner the purchase price in cash.

It is further ordered that this proceeding be recorded and that said petitioner pay the costs
Attest Probate Judge -

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11565-
Mar. 14
1930.

Petition to Complete Real Contract,
Probate Court, Mansfield, Union Co., Ohio

Percy H. Sanders, Adm.
of the estate of
Mary E. Money,
Plaintiff

vs
Birt Achen

B.C. Shimp, James A. Shimp,
Mrs. C. L. Shimp, Charles R. Shimp,
Christina Shimp, Mary M. Jordan,
M. E. Shimp, Frank Shimp,
Clara E. Phelps,
Charles H. Phelps,
Elizabeth Shimp, an.
R. S. Studley,
Defendants.

Petition
to
Complete Real Contract

Petition

The Plaintiff represents that he is the duly appointed and qualified adm. of the estate of Mary E. Money that on the 17 day of May, 1925, the said Mary E. Money then in full life entered into a contract in writing with the said Clara E. Phelps and Charles H. Phelps for the sale of the following described real estate situate in the County of Union and State of Ohio and in the vicinaty of Richmond and bounded and described as follows:

Being Lots No-677 & 744 in Beems Addition to the vicinaty of Richmond, Ohio.

For a more specific description reference may be had to the Recorded Plat on record in the Recorder's office at Mansfield, O.

Contract for sale of Real Estate

This agreement entered into this 17 day of May, 1925 between Mary E. Money (herein after designated as first party) and Clara E. and Charles H. Phelps (hereinafter designated as second party) to wit:

First, that said second party for themselves or their heirs, executors, adm. assigns, and administrators promise, covenants, and agrees to pay the said first party her heirs, and assigns, the sum of Ninety Hundred Dollars, with interest from April 1-25, on all money not paid this day at the rate of 7% per annum to be paid at the maturity of each deferred payment on all of said money.

The mortgage of \$500, now on said judgment is the part of 1st party at time of making deed 2nd party and all interest on same to be paid by 1st party

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then unpaid: said sum first mentioned to be paid as follows: \$1000

Cash in hand the receipt of which I hereby acknowledge and \$1000 April 1-25. and the balance in 11 semi-annual payments of \$100 each commencing Oct 1-'25.

Second.

That in consideration of the above, and upon the fulfillment of all and singular the covenants contained in this agreement to be performed and kept by the said second party, in the manner and at the time specified herein, the said first party agrees to sell and convey, by sufficient warranty deed unto the said second party their heirs and assigns, the following described Real Estate situated in the village of Richmond in the Twp. of Blaine Union Td. and State of Ohio, to-wit:

Being lot. No. 677 + 744 in Beems addition to the village of Richmond, O. For a more specific description reference may be had to the Recorder's Plan on record in the Recorder's office Mayfield, O. and said second party may use said property as if it were their own, until they make default in this contract.

Third.

That the said first party shall pay all the taxes and assessments which are now assessed on said premises up to and including the 1924 tax less half due June 30/20. and the party of the second part agrees to assume and pay all taxes and assessments becoming due hereafter.

Fourth.

The said second party agrees to keep the buildings on said premises insured in a good company and at a reasonable amount at all times and said policy to be issued in the name of first party, and in case of a loss by fire the money received for such loss is to be placed back in improvements on said property or second party is to have credit on the purchase price paid for said property, at the option of second party.

Fifth That if any of said payments,

The making of \$1000. now on said judgment is the first 1/12 party of being of making deed 2- party. An all interest in same to be paid by 1st party

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Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

of said payments. Either principal or interest to be made by said second party, be not paid when due, or if said second party shall in any other manner break his agreement then, the said first party may retain in her hands, the payment or payments then made and possess all improvements placed upon said premises, as the stipulated damages, for the non-fulfillment of this contract, and the said first party, her heirs and assigns, shall be entitled to the possession of the premises aforesaid, and of all the improvements thereon; and the said second party covenants and agrees that they, or all persons claiming under them, shall and will surrender possession thereof, with the improvements to the said first party, her heirs or assigns.

Sixth

The said second party has the privilege of making payments in advance of payments as above stipulated, and when the second party has paid \$700⁰⁰ on the purchased price and all interest up to such time,

First party is then to make and deliver a good and sufficient warranty deed, for said property, to the second party, their heirs and assigns, and the balance of the purchase price to be paid, as follows:

In equal semi-annual payments of \$110⁰⁰ each, with interest at 7% payable semi-annually secured by mortgage.

It is further agreed, that no sale, transfer, assignment, or pledge of this contract shall be binding upon the said first party, nor shall it be of any validity or force whatever, unless such assignment, sale, pledge, or transfer be made, on the original copy in the hands of 1st party

In Witness whereof, the said parties have hereunto and to a duplicate copy thereof, set their hands, the day and year first above written.

Mary E. Monry
 E. E. Phelps
 Charles H. Phelps

Witness
 Percy Sanders.

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The State of Ohio, Union County ss.

Be it Remembered, that on this 17th day of July, A.D. 1925 before me the subscriber, a notary Public, in and for said County, personally came the above named Mary E. Money 1st party and Clara E. Phelps and Charles H. Phelps, 2nd party being parties named in the foregoing contract and acknowledged the signing of the same to be their voluntary act and deed, for the uses and purposes therein mentioned.

In Testimony whereof I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.

Percy B. Sanders, SW
notary Public

Jan. 11-26. Interest paid Oct. 1-25 - 38.50
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April 5/26
Int. paid to April 1-26 - 35.00
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May 7-27
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July 18-28
" " Oct 1-27 - 26.36

May 26-28
Int. on Int - 20.

Paid on Int - 10.

Jan. 16-29
Paid on int. 8.00

Paid on Principal
April 14-25
Paid by Edgar B. Phelps on this contract 100.00

Oct. 17-25
Paid on Contract 6.00

Nov. 7-25
Paid on Contract 50.00

April 5/26
Paid on Contract 100.00

Oct. 11-26
" " Contract 50.00

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

Dec. 17- '76 Paid on contract 20⁰⁰
 July 10- '27 " " " 30⁰⁰
 April 8/27 " " " 20⁰⁰
 Aug. 22/27 " " " 50⁰⁰
 Aug. 22/27 " " " 100⁰⁰
 copy of contract Exhibit A.

Said Clara E. Phelps and Charles H. Phelps paid to said Mary E. Money in her lifetime and is ready and willing to pay the balance due upon and to perform their part of said contract as soon as soon as a valid deed can be made to them for said premises.

That the defendants B.C. Shoup, James A. Shoup, Mrs. C. L. Shoup, Charlie P. Shoup, Chester O. Shoup, Mary M. Jordan, M.E. Shoup, Frank Shoup, and Elizabeth Shoup are the only heirs at law of said Mary E. Money deceased.

Your petitioner desires to complete said contract and therefore prays that said heirs at law and said Clara E. Phelps, Charles H. Phelps and Sturley may be made defendants to his petition and that they may be authorized to complete said contract and upon payment of the residue of said purchase money to execute and deliver to said Clara E. Phelps and Charles H. Phelps for and on behalf of the aforesaid heirs at law of said decedent and all other persons interested, a deed in fee simple for the real estate hereinbefore described and for all other proper orders and relief in the premises.

L. R. Roy Allen,
 Atty. for P. P.

The State of Ohio, Union County ss.

Percy B. Sanders, 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.

Percy B. Sanders, admr. of estate of Mary E. Money sworn to before me and signed in my presence this 14th day of March, 1930.

L. L. Roy Allen Notary Public
 NOTARY PUBLIC

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

Journal Entry: Orders. Fixing Time of Hearing, and, for Summons.
Probate Court, Union County, Ohio.

March, 14, 1930.

Petition to Complete Real Contract.

This day Percy B. Sanders, adm. of the estate of Mary E. Money, appeared, in open court, and filed his petition duly verified, praying for authority to complete a certain real estate contract as therein described.

It is ordered, that the time of hearing said petition be, and, hereby, is fixed for the 10-day of April 1930, at 10. A.M.

It is further ordered, that summons issue to the Sheriff of this County to be served on the defendants & returned accordingly to law. &c. This cause is, continued.

M. H. Husted, Probate Judge

Wainor

Probate Court, Union County, Ohio.

No. 11565

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.

March 15, 1930.

James A. Shoup

B. C. Shoup

Mrs. C. L. Shoup

Charlie R. Shoup

Chester O. Shoup

Mary M. Jordan

Elizabeth Shoup

M. C. Shoup

Frank Shoup

R. S. Stucky

Journal Entry: Orders on Hearing to Complete Contract.
Probate Court, Union County, Ohio.

April, 10 - 1930.

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 the said Mary E. Money did during her lifetime enter into a written contract with the said Clara E. Phelps &c.

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

and Charles B. Phelps by which it was agreed that he would for the consideration of fifteen hundred dollars, sell and convey to said Clara E. Phelps, and Charles B. Phelps, the premises in the petition described.

It is therefore ordered and adjudged by the court that the said Percy B. Sanders, Adm. aforesaid do and he is hereby authorized and empowered to complete and carry out said contract according to its terms and conditions, and to receive from the said Clara E. Phelps, and Charles B. Phelps, the balance of the said sum of fifteen hundred dollars, still unpaid, the same being the balance due upon said contract, as the purchase money, and to make, execute and deliver a good and sufficient deed for and on behalf of the heirs at law of the said Mary E. Morry, deceased, the real estate described in the petition to the said purchaser Clara E. Phelps, and Charles B. Phelps.

It is further ordered that this proceeding be recorded in the records of the office and that said Plaintiff pay the costs.

W. W. Husted, Probate Judge -

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Petition to Sell Real Estate
Probate Court, Union County, Ohio

Marion C. Kayay, executrix
of the last will & testament of
Charles E. Kayay, deceased,
Plaintiff.

Louise S. Kayay, Edmund M. Kayay,
Jean E. Kayay, Charles Lewis Kayay,
and John S. Kayay minors.
Marion C. Kayay, widow of
Charles E. Kayay, deceased
and
Arthur T. Marriott
Gdn. of said minors
Defendants

Petition
to
Sell Real Estate

The Plaintiff represents that she was on the 14 day of April 1923, duly appointed and qualified executrix of the last will and testament of Charles E. Kayay late of Union County, Ohio, deceased, and is still acting as such executrix, that the said Charles E. Kayay (deceased) was, sometimes known as, and was the same person as C. E. Kayay (deceased) named in the latter's Testamentary and other proceedings herein; that the amount of the debts now unpaid due from the deceased, is \$3220⁰⁰ as near as 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 \$300⁰⁰; that all the personal estate and effects of the deceased which came into the hands of this executrix amounting to \$1408⁰⁰ has been toward payment of decedent's debts, other than those above mentioned, and that there is no personal estate whatsoever of said decedent with which to pay the debts and costs aforesaid. The Plaintiff further represents that the said Charles E. Kayay did seized in fee simple of the following described real estate to-wit:

An undivided one-half (1/2) interest in the following described real estate to-wit:
Situating in the County of Union and State of

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

of Ohio village of Richmond being part of Survey No. 62-93; and being two and one-third acres off the south end of the five acre lot taken off the east side of the following described tract of land and conveyed to George W. Bank by W. K. Bankright viz:

Beginning at a stake in the center of the Walds and Bellefontaine State Road; thence N. 17° 30' W. 90 poles to a stake corner to a lot once sold to James Baker by Charles P. Moser; thence N. 55° E. 36 poles to a stake corner to a lot sold by Elias G. Strong to Catherine Leamy; thence S. 17° 30' E. 88 poles to the S.W. corner of said Leamy lot; thence S. 72° 30' W. 36 poles to the place of beginning. Containing twenty acres more or less.

The five acre lot herein referred to being off the east side of said twenty acre tract and of equal width from north to south. Said two and one-third acres herein described being the same premises conveyed to Charles E. Kayay and Marion C. Kayay by Martin W. Stenson and husband by deed dated April 1-1914 and recorded in Vol. 110, Page 98 Union County Ohio Records of Deeds

Plaintiff represents that said real estate was appraised in accordance with a former order of this Court by the appraisers of the personal estate of said decedent and that the amount of said appraisement is two thousand (\$2000⁰⁰) dollars.

Plaintiff represents that said decedent died leaving a last will and testament which has been duly admitted to probate in said Probate Court; that the defendant Marion C. Kayay is the widow of said decedent; that Louise P. Kayay, Edmund M. Kayay, Jean E. Kayay, Charles Linn Kayay and John F. Kayay are minor and children of and only heirs at law of said decedent and that said minor heirs and said widow are the only legatees and devisees named in said will, and are the only persons under said will having any interest in the real estate above described; that Donald Kayay, a minor heir of and legatee and devisee of said decedent, under said will, died intestate leaving said Louise P. Kayay, Edmund M. Kayay, Jean E. Kayay, Charles Linn Kayay and John F. Kayay, his only heirs at law; that the defendant Arthur T. Maristh is the duly appointed, qualified and acting guardian of the estate of said minor defendant;

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MC MANUS-THOMP CO., TOLEDO, OHIO - 79204

that under and by virtue of said Will, a copy of which is hereto attached, marked Exhibit B, and made a part hereof, the said Marion C. Kayay was devised a life estate in one-half of the real estate above described: that after the probate of said Will the said defendant Marion C. Kayay, duly elected to take under the will aforesaid thereby barring herself from all right of dower in said real estate, that she Marion C. Kayay, has no dower interest in said real estate.

The plaintiff therefore prays that the petition may be authorized and ordered to sell said real estate free from dower, and for all other proper orders, and relief in the premises.

F. A. McAllister, Atty. for Plt.

Affidavit

State of Ohio, County of Union, ss.
Marion C. Kayay being duly sworn, says that she is plaintiff in the foregoing petition to sell real estate and that the various matters and things set forth in said petition are true, to the best of her knowledge and belief.

Marion C. Kayay

Sworn to before me and signed in my presence this 26 day of July, 1930.

Nellie E. Long Notary Public

Item A.

Debts of Decedent.

- 1. Richard Herbert (note) 90⁰⁰
 - 2. Richmond Banking Co. 163⁵⁰
 - 3. years support of widow & children of Decedent. 1500⁰⁰
- \$ 3220⁰⁰

Exhibit B.

Last Will & Testament.

In the name of the Reverend Father of all: I, Charles E. Kayay of the Village of Richmond, County of Union and State of Ohio, do make and publish this my last Will and Testament.

First: my Will is that all my just debts & funeral expenses be paid out of my estate as soon after my decease as may be found

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

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convenient.

Second:

I give devise and bequeath to my beloved wife Marion C. Kayay all my personal property, including notes, moneys, securities remaining after debts are paid and the use of my real estate during her life time.

Provided, however, that in case we leave one or more children, then the entire estate is to be used for the maintenance of both my wife and children until the children become of legal age, after which they are to come into possession of one half of my estate and the remaining one half at the death of their mother.

I do hereby nominate & appoint Marion C. Kayay executrix of this my last Will and Testament.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name at Richmond, O. this 14 day of Oct. in the year of our Lord One thousand nine hundred and ten.

Charles E. Kayay.

The foregoing instrument was signed at the end thereof by the said Charles E. Kayay in our presence, and we heard him acknowledge the same as his last Will and Testament, and at his request, and in his presence, we hereunto respectively subscribe our names, as attesting witnesses at Richmond, O. this 14 day of Oct. 1910.

Jessie Jones, resides at Richmond, O.

Wm. M. Kirtick resides at Marysville, O.

In the Probate Court of Union County, Ohio
Journal Entry

Filing
Petition

Filing Petition to Sell Real Estate
This day came the Plaintiff Marion C. Kayay executrix of the last Will and Testament of Charles E. Kayay, deceased, and presented to this Court her petition, duly verified, praying an order for the sale of real estate of the said Charles E. Kayay deceased, to pay the debts, and the costs of administering the estate, of the said decedent.

Whereupon, it is considered & ordered by this Court that the said petition be filed, & 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

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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the same, be given to each of the said defendants and this cause is continued

W. H. Husted Probate Judge

Minors

Minors of Summons

Probate Court, Union County, Ohio
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 prayer of the same

Louise S. Kayay

Edmund M. Kayay

Jean F. Kayay

Jean E. Kayay and
Charles Leon Kayay

Minors

By Arthur T. Marnitt their Guardian

Marion C. Kayay

Arthur T. Marnitt as. Guardian of said minors.

appe. to
sell at
Private Sale

Application to Sell at Private Sale -

Probate Court, Union County, Ohio.
Application.

The said Plaintiff represents that it would be for the best interests of the said estate of Charles E. Kayay, dec'd. to sell the real estate described in the petition in this case at private sale, for the following reasons:

The said real estate consists of an undivided one-half interest in a dwelling house, and lot in the village of Richmond, Ohio, and that undivided interests in real estate do not sell readily or well at public sale, and probably will sell at private sale at better advantage and price.

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

Marion C. Kayay, Ex. of estate of Chas. E. Kayay, Dec'd.
By F. A. M^cAllister, atty.

The State of Ohio, Union County.

F. A. M^cAllister being duly sworn, says that the various matters set forth in the foregoing application are true, as he verily believes.

F. A. M^cAllister

Subscribed before me, and signed in my presence.

This 6-day of March, 1932

W. H. Husted, Probate Judge

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

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Affidavit of Disinterested Person.

The State of Ohio Union County.

Frank L. Adams, and Mary M. 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 whatsoever in the matter therein referred to, and that it will be more for the interest of the said estate of said Charles Kayay, dec'd. to sell said real estate at private sale than at public sale, as they verily believe.

Frank L. Adams.

Mary M. Blain

Sworn to before me, and signed in my presence this 6. day of March, 1930.

W. Husted, Probate Judge

Probate Court, Union County, Ohio.
March 6-1930

Order for Private Sale.

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 Charles E. Kayay deceased, left a widow, Marion C. Kayay, but that said widow having duly elected to take under the Will of said decedent is not entitled to do so 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 Charles E. Kayay 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 Marion C. Kayay as such executrix proceed to sell said real estate first of course, 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. This cause is continued.

W. Husted Probate Judge

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Order of Sale.

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Order of Sale, Free of Debt.
The State of Ohio, Union County
Probate Court.

Order of
Sale.

To Marion C. Kagay, ex^r. of the estate of Charles E. Kagay, 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 executor of the estate of Charles E. Kagay, deceased, are Plaintiff and Louise S. Kagay 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:

An undivided one-half ($\frac{1}{2}$) interest in the following described real estate to wit:

Situated in the County of Union and State of Ohio, and Village of Richmond, being part of Survey No. 1293, and being two and one-third ($2\frac{1}{3}$) acres off the south end of the five acre lot taken off the east side of the following described tract of land and conveyed to George H. Cook, by H. W. Conkright, viz:

Beginning at a stake in the center of the Maeds and Bellefontaine State Road; thence N. $17^{\circ} 30'$ W. 90 poles to a stake corner to a lot once owned to James Baker by Charles P. Morse; thence N $85^{\circ} E$. 36 poles to a stake corner to a lot owned by Silas G. Strong to Catherine Barney; thence S. $17^{\circ} 30' E$. 88 poles to the S.W. corner of said Barney lot; thence S. $72^{\circ} 30' W$. 36 poles to the place of beginning.

Containing truly acres, more or less.

The five acre lot herein referred to being off the east side of said tract and of equal width from North to South.

Said two and one-third ($2\frac{1}{3}$) acres herein described being the same premises conveyed to Charles E. Kagay and Marion C. Kagay by Martha H. Sturgeson and husband by deed dated April 1- 1914 and recorded in Vol. 110 Pg. 98 Union County Ohio Records of Deeds.

Said sale to be upon the following terms
Cash in hand.

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

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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Witness my signature and the seal of said Probate Court at Mansfield this 6th day of March 1930.
@
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 the 15th day of March 1930.
Marion C. Kayay, Ex^r.

Report of Sale

Report of

of

In obedience to the within order, I sold said premises on the 10th day of March 1930, to George A. Marnoth for the sum of two thousand dollars, said sum being the appraised value of the same.
Marion C. Kayay, Ex^r.
Dated the 15th day of March 1930.

The State of Ohio, Union County.

The above named Marion C. Kayay 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.
Marion C. Kayay

Sworn to before me and signed in my presence this March 15th day of March 1930.

@

Hellen E. Long, Notary Public

Approving sale

Journal Entry: Orders approving & confirming sale.
Probate Court, Union County, Ohio
March 15th 1930.

This day this cause coming on to be heard on the report of Marion C. Kayay, ex^r of the last Will and Testament of Charles S. Kayay, deceased, of her 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 respects correct and being satisfied that said sale was fairly & legally made.

It is ordered that the same be and hereby is approved and confirmed.

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Probate
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It is further ordered that said petitioners execute a deed of all the right title and interest of the said Charles E. Kayay in said real estate to the purchaser.
Arthur T. Marriott

It is further ordered that this proceeding be recorded, and that said petitioners pay costs.
W. Husted, Probate Judge.

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J. W. Dailey
att'y.

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

J. H. Schmitzger, administrator
of the estate of
Sylvia Schmitzger, dec'd.
Plaintiff.

vs.
Civil action.

Paula Schmitzger, a minor
under the age of 16 yrs.
J. H. Schmitzger, and
Carrie E. Smithens,
Defendants.

Petition
to sell
Real estate

Petition

The Plaintiff represents that he is the duly appointed and qualified adm. of the estate of Sylvia Schmitzger late of Union County, Ohio, deceased; that the amount of debts due from the deceased is one half of Six thousand Dollars, as near as can be ascertained being a note in the principal sum of \$6000.00 one half owing by the deceased that the charges of administration of said estate will amount to about seventy-five dollars; and that the total amount 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 Sylvia Schmitzger died seized in fee simple of the undivided one-half interest of the following described real estate situated in the County of Union, State of Ohio, and in the Township of Taylor to wit:

Being part of Virginia Military Surveys #3691, 5-350.
#3692.

Beginning at a stake and stone (witnessed by a Hickory, ash, and cypress trees) south east corner to

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Survey no. 3691 and also corner to Survey no. 3692, and no. 5630 and 6570 and northeast corner Survey 5386; thence with the east line of said survey no. 5386 south 12° west 51.50 poles to a stone; thence north 78° west 130.12 poles to a stake; thence north 1/2 east 46.50 poles to a stake in the south line of Survey no. 3691; thence with said line south 78° 30' east 9.12 poles to a stone (witnessed by a hickory) southeast corner to a tract of land containing 84 acres conveyed by David Guider to William Elliott Oct. 16, 1887; thence with the east line of said tract of land north 12° 30' east 87.60 poles to a stone at the corner of a tract of land containing 15 acres conveyed by Curtis B. Markel and others to Josephine F. Newlon, Sept. 27, 1914; thence with line of said land south 79° 30' east 67.80 poles to a stone and thence south 11° 13' west 27.24 poles to a stake (a corner to a school lot) in the center of the Dearborn and Bellefontaine Road; thence with the center of said road south 74° east 57 poles to a stake and stone in the West line of Survey # 3692; thence with said survey line south 12° west 63.50 poles to the place of beginning.

Containing 94 acres of land, more or less.

The said decedent died leaving the defendant J. H. Schmelzer, his widow who is entitled to dower in said premises; that the defendant,

Ruth Schmelzer, a minor under the age of 16 years, is the only next of kin of said decedent, having the next estate of inheritance from said Sylvia Schmelzer, deceased in said premises, that the defendant, Carrie E. Smithells 98 Erie Street, South Beren, Mich. claims some lien upon the premises described in the petition.

The Plaintiff therefore prays that the dower of said J. H. Schmelzer in said premises may be assigned and set off to him; that the rights and liens of the said Carrie E. Smithells 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 said dower according to the statute in such case made and provided, and for all other proper orders and relief in the premises.

John H. Davis
atty. for Plaintiff

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The State of Ohio, Union County,
J. B. Schmelzer 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. B. Schmelzer

Sworn to before me and signed in my presence
this 20 day of March, 1930.

John W. Dailay,
John W. Dailay, Notary Public

Receipt

Receipt

To the Probate Judge:

Issue summons in this proceeding for said
Ruth Schmelzer and J. B. Schmelzer, her father
and the person who has custody of Ruth
Schmelzer directed to the Sheriff of Union Co. Ohio
Defendants directed to the Sheriff of said County
returned according to law.

John W. Dailay, Atty.

In the Probate Court of Union County Ohio
March 22 - 1930.

Case no. 11789.

Journal Entry
Filing Petition

Filing
Petition

This day came the Plaintiff J. B. Schmelzer
and presented to this Court his petition duly verified
praying an order for the sale of real estate
of the said Sylvia Schmelzer 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. Wusted, Probate Judge

Summons
on Petition

Successors on Petition to Sell Real Estate.
The State of Ohio, Union County, Probate Court.
To the Sheriff of said County,
you are commanded to notify Ruth Schmelzer
a minor, J. B. Schmelzer, her father, the person
who has the custody of Ruth Schmelzer

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO

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that on the 22 day of March 1930. J. B. Schmitzger Adm. of the estate of Sylvia Schmitzger 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 12 day of April 1930, said petition will be taken as true and an order granted accordingly.

I said Sheriff will make due return of this writ on the 3rd day of April 1930.

Witness my hand and the seal of said Court this 22 day of March 1930.

W. W. Whited, Probate Judge

Sheriff's Return

The State of Ohio, Union County.

Sheriff Return

Received this writ March 24 - 1930, at 10 o'clock a.m. and pursuant to its command forthwith I served the same by personally handing to Ruth Schmitzger (a minor) a true and certified copy of this writ with all the endorsements thereon, and at the same time I served a copy of this writ on J. B. Schmitzger personally, he being the father of the said minor and with whom said minor resides.

J. B. Linsford Sheriff

By: Mary E. Blinn Deputy

Waiver of Summons & Consent to Sale

Waiver

The undersigned party Defendant in the above entitled action hereby waives issuing & service of Summons & voluntarily enters our appearance as Defendant.

And we do hereby consent to Sale of Real Estate described in the petition.

March 31 - 1930.

Carrie E. Smithello.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11789
app.
for
Guardian ad litem

Application for appointment of Guardian Ad litem
Probate Court, Union County, Ohio,
April, 21-1930,

To the Hon. W. H. Husted, Judge, of said Court;
The undersigned J. H. Schmrlger, makes application
for the appointment of a Guardian ad litem for the
defendant in the above entitled case.

The defendant Ruth Schmrlger the age of fourteen
years, and has been duly served with summons
herein, and has for 20 days, neglected to make
application for appointment of guardian ad litem.

The undersigned suggests that Adele M. Kayay
who is a suitable person to be appointed as such
Guardian ad litem.

Respectfully,

John W. Dailay
Att'y for Def't

app. for
Guardian
ad litem

Probate Court, Union County, O. April, 21-1930
appointment of Guardian Ad litem.

This day J. H. Schmrlger 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 Ruth Schmrlger, a minor, under the age
of fourteen years, and has been duly and legally
served with summons herein, for more than
20 days, has neglected to apply for a guardian ad
litem.

it is ordered, that Adele M. Kayay, do, and he hereby
is appointed Guardian for the suit, for said
minor defendant.

And now comes the said Adele M. Kayay
of in open Court, accepts said appointment.

W. H. Husted, Probate Judge

Answer of
Guardian ad litem

Answer of Guardian ad litem
Probate Court, Union County, Ohio,
No. 11789

And now comes the said Adele M. Kayay, guardian ad
litem for Ruth Schmrlger, the minor defendant
to the petition in said cause, 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

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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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 April 21-1930.

Ruth Schmalzer.

By Adele M. Kaye,

Edm. ad. litem

Probate Court, Union County, Ohio.

April 21-1930.

Finding sale necessary, and,

Ordering appraisement.

Finding sale,

Ordering 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 J. B. Schmalzer, husband of said Sylvia Schmalzer, is entitled to his dower in said real estate; that said J. B. Schmalzer, 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 said premises free from his said dower estate therein.

And the Court being satisfied that it is necessary to sell the real estate of said Sylvia Schmalzer, described in the petition, to pay her debts, she being the owner of the undivided one-half interest therein.

It is ordered, that O. R. Longbray, Edward Barbaugh, and E. M. Kounilton three suitable and judicious disinterested men, of the vicinity of said real estate, who are free holders, be, and they hereby are appointed to appraise said lands, at their true value, in money, free from the dower estate of said J. B. Schmalzer, 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 30 day of April 1930.

This cause is continued.

W. H. Husted, Probate Judge

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Answer of J. B. Schmalzer

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By J. B. Schmalzer

the owner of a parcel as an appraiser

State

James Longbray

S. E. pre

bon the appraiser

MC MANUSCRIPT CO., TOLEDO, OHIO-79204

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Affidavit of J. H. Schmelzer,
Probate Court, Union County, Ohio.
Case No. 11786

Answer of
J. H. Schmelzer

Now comes J. H. Schmelzer and says that he is the
widower of Sylvia Schmelzer, deceased, and is also
the owner of the undivided one-half of the real
estate described in the petition. That he prays
that said real estate may be sold as asked
in the petition.

That as the widower of Sylvia Schmelzer, he is
entitled to dower interest in the premises described
in the petition and his age is 39 years and he
consents to said sale and desires the assignment
of dower in said premises by metes and bounds

By way of cross petition said J. H. Schmelzer
prays for the allowance of said dower of
in money arising from the sale of said premises

Wherefore he prays that said premises may be
sold free from dower interest and the value
of such dower estate may be allowed and
paid out of the proceeds of sale in such sum
as the Court may hereinafter find to be just
and reasonable in accordance with his age
and for such other relief as he may be justly
entitled to.

John W. Dailey
Notary

State of Ohio, Union Co. ss.

J. H. Schmelzer being duly sworn, says the
facts stated and allegations made in the
foregoing are true, as he truly believes.
J. H. Schmelzer.

Sworn to before me and subscribed in my
presence this the 30 day of April, 1930. (Sd)
John W. Dailey Notary Public
John W. Dailey

Probate Court, Union County, Ohio.
April 30 - 1930.
No. 11786

On firming appraisement & ordering Private Sale,
This day this cause came on further to be
heard, and it appearing to the Court that the
appraisement heretofore ordered has been duly
made, the same is hereby confirmed;

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11789 Said appraisement being six thousand five hundred eighty Dollars, per of the down estate therein of J. B. Schmelzer, widower of Sylvia Schmelzer, deceased, or the sum of \$ 3290⁰⁰ for the undivided one-half interest

That the bond given by the Adm. at the time of appointment is sufficient to protect the interest of the estate, it is ordered that further bond is unnecessary. 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 now ordered that said plaintiff proceed to sell said real estate free from said down estate, at private sale, at not less than the appraised value thereof upon the following terms to wit:

Cash on delivery of Deed.

W. H. Husted, Probate Judge

Order of appraisement

Order of appraisement.

The State of Ohio, Union County, ss.
To, J. B. Schmelzer, Plaintiff;

Probate Court.

In obedience to said 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 Ruth Schmelzer et al. are Defendants, you are commanded that by the oaths of O. R. Longway, Edward Bushong, and E. M. Hamilton, 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 down estate of J. B. Schmelzer, therein, to wit:

Situated in the County of Union State of Ohio and Township of Taylor, and being the undivided one-half interest thereof:

Being part of Virginia Military Surveys, No. 3691, 5380, and 3692.

Beginning at a stake and stone (witnessed by a hickory, ash, and sugar tree) south east corner to Survey No. 3691, and also corner to Survey 3692, and No. 5600 and 6510 and north east corner

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Survey 5386: Thence with the east line of said survey no. 5386 south 12° west 51.50 poles to a stone; Thence north 78° west 130.12 poles to a stake; Thence north 12° east 46.50 poles to a stake in the south line of Survey no. 3691; Thence with said line south $78^{\circ}30'$ east 9.12 poles to a stone (witness by a hickory). south east corner to a tract of land containing 84 acres conveyed by David Suider to William Elliott Oct. 16, 1887; thence with the east line of said tract of land north $12^{\circ}30'$ east 87.60 poles to a stone at the corner of a tract of land containing 15 acres conveyed by Anna B. Maskeill and others to Josephine Newlove Sept 27, 1904; Thence with line of said land south $79^{\circ}30'$ east 62.80 poles to a stone and thence south $11^{\circ}15'$ west 27.24 poles to a stake (a corner to a school lot) in the center of the Delaware and Bellefontaine Road; Thence with the center of said road south 74° east 57 poles to a stake and stone in the west line of Survey # 6392; Thence with said survey line south 12° west 63.50 poles to the place of beginning. Containing 94 acres of land. 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 21 day of April, 1930.

(Signature) 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 proceeding hereto attached.

Dated the 30 day of April, 1930.

J. H. Schmelzer.

Oath of appraisers

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.

O. R. Longburg, Edward B. Langbe, E. W. Hamilton } appraisers
Known to before me, and signed in my presence this 21 day of April, 1930.

L. H. Collins

Justice of the Peace

MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

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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 \$65-80⁰⁰ (the undivided 1/2 of Sylvia Schmutzger at \$3290⁰⁰) less of said donor estate.

Given under our hands this 21 day of April 1930.
O. R. Longbray, Edward Buchanly, E. W. Hamilton & apprs

Application to
sell

Real Estate
at

Private sale

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

1st That said purchase price offered is more than the appraised value thereof.

2nd

That said estate is the owner of the undivided one-half interest thereof, and, as such a sale thereof is difficult to realize the reasonable worth of the property.

3rd

That said property can be transferred immediately and the purchaser can place the same in crops and farm the same, while at public auction a sale would delay the same, and no crops grown this farming season.

4.

That said property can be disposed at once without further costs, and expense.

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

J. H. Schmutzger, adx.
of the estate of Sylvia Schmutzger.

The State of Ohio, Union County

Oath

J. H. Schmutzger, I being duly sworn, say that the various matters set forth in the foregoing Application are true as he verily believes.

J. H. Schmutzger.

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affidavit

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MC MANUS-THOMP CO., TOLEDO, OHIO-79201

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known to before me, and signed in my presence, this 30 day of April, 1930.

John W. Daily Notary Public
JOHN W. DAILY

affidavit
of
Disinterested
Person.

Affidavit of Disinterested Person.

The State of Ohio, Union County.

Adele M. Kazay, being duly sworn, says

that she knows the facts set forth in the application to which this affidavit is attached that she has 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, and she verily believes

Adele M. Kazay

known to before me, and signed in my presence, this 30 day of April 1930.

John W. Daily Notary Public
John W. Daily

Probate Court, Union County, Ohio
April 21 1930.

This day this cause came on for hearing upon the petition of the plaintiff, the answer and cross petition of the said J. H. Schmelzer and answer of the guardian ad litem for Ruth Schmelzer, a minor herein, and the evidence and the Court being fully advised in the premises finds that all the defendants herein have been duly served with summons or have voluntarily entered their appearance herein, and that it is necessary to sell the real estate as prayed for in the petition to pay the debts of the said Sylvia Schmelzer, deceased.

The Court further finds the said Sylvia Schmelzer did seized of the undivided one-half interest in the real estate described in the petition and there is due and owing to Carrie E. Smithells on a note secured by mortgage upon said real estate, the sum of \$600.00 interest amounting to \$180.00 which said mortgage is the just and true lien upon said premises.

The Court finds the defendant, J. H. Schmelzer, is seized of a donor interest in the real estate described in the petition, subject to the payment of the one-half of the above mortgage and interest, and that his age is 39 years.

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MC MANUS-THOMP CO., TOLEDO, OHIO - 79204

MC MANUS-THOMP CO., TOLEDO, OHIO - 79204

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It is therefore ordered and considered by the Court that said real estate be sold for in the petition at private sale, and said Adm. report his proceedings to this Court.

W. W. Husted, Probate Judge

Order of Sale

Order of Sale, from of Dorn,

The State of Ohio, Union County,

Probate Court,

To, J. W. Schmelzer, Adm. of the estate of

Sylvia Schmelzer, 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 and Plaintiff and Ruth Schmelzer, 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 for from the donor of J. W. Schmelzer, widow of Sylvia Schmelzer, deceased, the following described premises, to wit:

Situate in the County of Union State of Ohio, and Township of Taylor, and being the undivided one-half interest thereof to wit:

Being part of Virginia Military Survey no. 3691, 5380, and 3692.

Beginning at a stake and stone (witnessed by a hickory, ash, and sugar tree) southeast corner to Survey no. 3691, and also corner to Survey 3692, and no. 3630 and 6510 and north east corner Survey 5380; thence with the east line of said Survey no. 5380 south 12° west 51.50 poles to a stone; thence north 78° west 130.12 poles to a stake; thence north 12° east 46.50 poles to a stake in the south line of Survey no. 3691; thence with said line south 78° 30' east 9.12 poles to a stone (witness by a hickory) southeast corner to a tract of land containing 84 acres conveyed by David Snider to William Elliott Oct 16, 1887; thence with the east line of said tract of land, north 12° 30' east 87.60 poles to a stone at the corner of a tract of land containing 15 acres conveyed by Anna B. Muskill and others to Josephine Newlove Sept. 27-1904; thence with line of said land, south 79° 30' east 62.80 poles to a stone and thence south 11° 15' west 27.24 poles to a stake, a corner to a school lot in the center of the Delaware, and Bellefontaine Road; thence with the center of said road south 74° East 57 poles to a stake and stone in the west line of Survey

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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11789 No. 3692: Thence with said survey line south 12° West 63.50 poles to the place of beginning containing 94 acres of land more or less. Said sale to be made upon delivery of deed. 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 30 day of April 1930. W. W. 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 the 30 day of April 1930. J. H. Schmelzer

Report of Sale In obedience to the within order I sold said premises on the 30 day of April 1930 to Sylvester J. Elliott and Myrtle C. Elliott for the sum of Three Thousand Two Hundred Dollars said sum being over the appraised value of the same. J. H. Schmelzer

Dated April 30 - 1930 The State of Ohio Union County. The above named J. H. Schmelzer 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. H. Schmelzer

Sworn to before me and signed in my presence this 30 day of April 1930. J. H. Schmelzer Notary Public

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO

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Probate Court, Mansfield, O. April 30 - 1930,
Confirming Private Sale, and
Distributing Proceeds.

Confirming
Private sale
and
Distributing
Proceeds.

This cause came on this day to be heard upon the report of the Plaintiff of sale made to Sylvester J. Elliott and Myrtle C. Elliott for the sum of Three Thousand Three Hundred Ninety-Two dollars, as hereinbefore ordered, and the proceedings appearing in all respects regular and in conformity to law. They are hereby approved and confirmed.

And the said J. H. Schmelzer, Adm., is ordered, to execute and deliver to the said purchaser a good and sufficient deed for the premises so sold.

And, the said J. H. Schmelzer, having by his answer elected to receive in lieu of his dower its value in money, the Court finds the just and reasonable value thereof to be -----

It is further ordered, that satisfaction of the mortgage given by the said J. H. Schmelzer, and Sylvia Schmelzer, in the sum of \$6000⁰⁰ herein set forth in the petition be entered on the record thereof in the office of the recorder of Union County, Ohio, where it is recorded.

And the Court coming now to distribute the proceeds of said sale, amounting to \$3300⁰⁰ (the said Sylvester J. Elliott and Myrtle C. Elliott having elected to pay the same in cash, and the Court approving the same, as being for the best interests of said estate)

It is ordered, that said administrator, out of the money in his hands, pay:

1st. To the Treasurer of this Co. the taxes, penalty and interest against said property to wit: the sum of \$16⁵⁷

2nd. The costs & expenses incurred in the sale of said property amounting to the sum of \$55⁵⁰ as follows:

- a. The Court costs, amounting to the sum of \$20.00
- c. John W. Daring atty. for Adm. \$35.-

3rd. To J. H. Schmelzer, widow, the sum of

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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137.92. which the Court finds to be the value of his down interest in said premises (he having by his answer elected to receive in lieu of down its value in money).

Fourth:

To Carrie E. Bethells in her note and mortgage the sum of \$3090⁰⁰ which the Court finds to be the amount due her; and.

It is ordered, that the balance of said fund be accounted for by said Administrator according to law.

W. H. Husted Probate Judge

MC MANUS-TROUF CO., TOLEDO, OHIO-79204

MC MANUS-TROUF CO., TOLEDO

11693
Nov. 27-

1929

L.H. Collins

L.H. Collins, Administrator
of the estate of
Nancy Jannin Willis, deceased.
Plaintiff

No. 11693

Defendants:
Emma Staley
Eugene Willis
Dorothy Spicer
Mrs. Johnson
Ada Moore
Elizabeth Lane
Lizzie Blinger
Marion Farmer
Marion Snyder

Viola Snyder
Anna Patrick

binaction
Petition to Sell
Real Estate

Petition

The Plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Nancy Jannin Willis late of Union County, Ohio, deceased; that the amount of debts due from the deceased is Seven hundred and fifty (\$750.00) dollars as near as they can be ascertained.

First National Bank, Richmond	about \$ 700.00
Lloyd Winter	" " 550.00
D. D. Bershinger Broadway	" 36.
Exp. of sale of Personal goods	" 66.
	\$ 1362.00

that the charges of administration of said estate will amount to about One Hundred and fifty dollars; and that the total value of the personal estate and effects of said deceased, is but \$650.00

Five hundred and fifty dollars being wholly insufficient to pay the debts and costs aforesaid.

The Plaintiff further represents that said Nancy Jannin Willis died seized, in fee simple of the following described real estate, situated in the County of Union, State of Ohio, and in the Town of Broadway, to-wit:

Bounded, and described, as follows:

Being sixty feet off the west side of Lot number Sixty one (61)

situated in the eastern addition to said

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Petition

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Village of Broadway. for further description refer to the Plat of said Addition to Broadway in the office of the County Recorder at Marysville, Ohio. Plat Book, No. one. Page 92. The part of said lot being hereby conveyed is 60 feet fronting on the main street of said Village.

Also the following described tract of land

Situated in the County of Union in the State of Ohio, and the Jurisdiction of Taylor and bounded and described as follows:

Being part of Survey # 3690.

Beginning at a stake in the north margin of Boggs Creek witness a Box elder, bears north 10' west 2 poles to a dead Sycamore, bears north 19' west 2.32 poles north west corner of Taylor Fords land; thence south 8' west 256 1/2 poles to a stake and stone, Black Ash and Lymn. South west corner to said Ford's land, in the original south line of Survey; thence with said line north 82' west 61.4 poles to a stake and stone; thence north 8' east 255 1/2 poles to the center of Boggs Creek, witness a stake and stone on the south bank of the Creek, and witness a stake a white Hickory 10 inches in diameter, bears north 8 1/2' west 60/100 of a Pole, a Hickory Elm 20 inches in diameter, bears south 23' East 1.6 poles; thence down the creek as it now runs taking the following course and distance, bearing the boundary line established between Joseph B. Hull and Elizabeth Johnson to wit north 84 1/2' East 22 poles, north 69' East 16 poles, south 84 1/2' East 10.5 poles to the place of Beginning.

Petitioner

Containing 100 acrs. more or less

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 forty three hundred Dollars \$4300.

The said decedent died leaving the defendant Emma Staley, Edgar Mills, Dorothy Spiker, William Johnson, Adam M. Dr. Minnie Parmer, Marion Snyder, Vivian Snyder, Elizabeth Lauer, Jessie Blinger and Anna Patrick, as the only heirs of said decedent

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11693 Having the next estate of inheritance from said Harry James Willis deceased, in said premises, that the interests of the defendants above named, may be fully determined, adjudicated, and protected according to equity and that your petitioner may be authorized and ordered to sell said real estate from of any town, according to the statute in such case made and provided and for all other proper orders and relief in the premises
L. H. Collins, adm.

11693 June

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paid writ mov

It is the justice for the day

In notes and your Ohio to the

The State of Ohio, Union County.

Oath

L. H. Collins, the within named Plaintiff 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
L. H. Collins adm.

Sworn to before me signed in my presence this 27 day of November A. D. 1929
W. H. Husted, Probate Judge

Recipis

Recipis

To the Probate Judge:

Issue such summons in this proceeding for said Emma Staley, Farmsburg, Ind. Edgar Willis, Basil Fairfield, Co. Ohio. Dorothy Spicer, Marion, O. William Johnson, Marion Ohio. Ada Moore, Marion, O. Miriam Palmer, Richmond, O. Marion Snyder, & Leona Snyder Van Wert, Ohio, and Elizabeth Lane, Perris, D. R. I. Lizzie Glinzer, Grand Patrick, Defendants directed to the Sheriff of said county returnable according to law.

L. H. Collins, Plf.

In the Probate Court of Union County, Ohio
November 27 - 1929.

Wains

Filing Petition

Journal Entry,
Filing Petition to Sell Real Estate.

This day came the plaintiff L. H. Collins, adm. of the estate of Harry James Willis, and presented to this court his petition, duly verified, praying an order for the sale of real estate of the said Harry James Willis deceased, to pay the debts and the costs of administering the estate of the said decedent.

Mr. C. Pittier hereby and Defe

Whereupon it is considered and ordered by this Court that the said petition be filed, and that due and legal notice of the filing, pendancy 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. In this cause is continued.
W. H. Husted, Probate Judge

Real acti

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11693

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

Dec. 30 - 1929

This day this cause came on further to be heard and it appearing to the court that the said L. H. Collins, ad. the plaintiff above named, has given bond as heretofore ordered, in the sum of One thousand (\$1,000) Dollars, with American Surety Co. of N.Y. Surety; it is ordered that said bond be and hereby is approved.

Said real estate being appraised in the estate with the chattel property, it is therefore ordered that another appraisement be dispensed with.

It is therefore further ordered that said L. H. Collins as such ad. proceed according to law to sell the real estate described in the petition, at public auction on the 1st day of Feb. 1930 for not less than 2/3 the appraised value thereof on the following terms, to wit: Cash, a deposit of \$100.00 day of sale. Balance within 30 days.

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 printed and of general circulation in Union County Ohio, where said real estate is situate.

And said petitioner is ordered to make return to this Court immediately after such sale is made & this cause is continued.

W. H. Kusted, Probate Judge

Wainor

Wainor of summons re. Petition to sell Real Estate.

Probate Court, Union County, Ohio.

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 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.

Nov. 1929

Marion Snider
Verba Snider

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11693

Waiver of Summons.

Probate Court, Union County, Ohio.

waiver

The undersigned party Defendant to the Petition in the above entitled action do hereby waive the issuing and service of Summons and voluntarily enter our appearance as such Defendants. And hereby consent to sale of Real Estate described in Petition

Nov. 1929.

Erma E. Staley.

11693

waiver

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Waiver of Summons.

Probate Court, Union County, Ohio.

waiver

The undersigned party Defendant to the Petition in the above entitled action do hereby waive the issuing and service of Summons and voluntarily enter our appearance and consent to sale of Real Estate

Nov. 1929.

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Jan. 28, 1930.

Legal notice put

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Waiver of Summons.

Probate Court, Union County, Ohio.

waiver

The undersigned party Defendant to the Petition in the above entitled action do hereby waive the issuing and service of Summons and consent to the sale of the Real Estate described in the petition.

Nov. 1929.

Edgar Willis

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Waiver of Summons.

Probate Court, Union County, Ohio.

waiver

The undersigned party Defendant to the Petition in the above entitled action do hereby waive issuing and service of Summons and voluntarily enter our appearance as such Defendant.

Nov. 1929.

Lizzie Klings.

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Waiver of Summons.

Probate Court, Union County, Ohio.

waiver

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 Petition

Nov. 1929.

Mrs Dorothy R. Spier

Mrs Frank Patrick

W. A. Johnson

Mrs Ada Moore

MC MANUS-THOMP CO., TOLEDO, OHIO - 79204

11693

Wills of Summons.

Probate Court Union County, Ohio.

Wills

The undersigned party defendant to the Petition in the above entitled action, hereby waives issuing and service of Summons and voluntarily enters appearance as such defendant and hereby consents to sale of the Real Estate, described in Petition, Nov. 1929.

Libbie Law.

Administrative Sale.

Public Sale of Real Estate.

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Jan. 28, 1930.

Legal notice

By virtue of power vested in me by an order from the Probate Court of Union County, Ohio I will sell at public sale on Saturday February 1 - 1930 the following real estate to wit:

Real Estate belonging to Jennie Willis Deceased.

Part of Survey No 3690.

Beginning at a stake in the north margin of Bokes Creek witness a box elder tree north 18° west 2 poles, a dead Sycamore tree north 19° west 2.22 poles northwestern corner of Truxton Ford's land; thence south 8' west 256 1/2 poles to a stake and stone black ash and Sycamore southwestern corner of said Ford's land in the original south line of Survey; thence with said line north 82° west 61.4 poles to a stake and stone; thence north 8° east 255 1/2 poles to the center of Bokes Creek witness a stake and stone on the south bank of the creek and witness a stake a white hickory 10 inches in diameter tree north 8 1/2° west 60 poles a hickory tree 20 inches in diameter tree south 23° east 1.6 poles; thence down the creek as it now runs taking the following course and distance bearing the boundary line established between Joseph C. Bull and Elizabeth Johnson to wit, north 84 1/2° east 73 poles north 65° east 16 poles south 84 1/2° poles east 10.5 poles to the beginning containing 100 acres more or less also the following:

Lot # 2.

Situate in the town of Broadway in said County & State and described as follows:

Being 60 feet off the west side of Lot # 61

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11693

situated in eastern addition to said village of Broadway. For a further description of said lot reference is hereby made to the plat of said addition to Broadway in the office of the County Recorder at Mansfield, Ohio. Plat Book no. one, Page 92. The part of said lot hereby described being 60 feet front on the main street of said village.

Sale will take place at the late residence of said Jennie Hillis at Broadway, Ohio, on the 1 day of July, 1930, at 1 P.M.

Terms of sale: Cash.

By order of the Probate Court.

L. B. Collins Adm-

John Lash, Auctioneer
Dec. 31-1929.

The State of Ohio, Union County ss.

Personally appeared before me, Lena Butler, and made solemn oath that the notice, a copy of which, is hereto attached was published for four consecutive weeks on and next after December 31-1929 in the Mansfield Tribune a newspaper of general circulation in the county aforesaid.

Lena Butler

Done to before me and signed in my presence this 28 day of January, 1930.

J. M. Huber, Notary Public

Printers Fee \$ 17.75

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Mar. 14-1930.

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MC MANUS-TROOP CO., TOLEDO, OHIO - 79204

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Administrators' Sale
Public Sale of Real Estate.

By virtue of power vested in me by an order from the Probate Court of Union County Ohio, I will sell at public sale, on Saturday, the 15 day of March, 1930, the following real estate, to wit:

Real estate belonging to Jennie Willis, deceased:
see description pages 287-288.

Said sale will take place at the late residence of said Jennie Willis at Broadway Ohio, on the 15 day of March 1930, at 1 P. M.

Terms of sale: cash within thirty days, a down payment will be required of the successful bidder

By order of the Probate Court.
L. H. Collins, Adm.

John Laska Auctioneer
Mar 20-1930

The State of Ohio, Union County, ss.

Personally appeared before me, Lena Huber and made solemn oath, that the notice, a copy of which is hereto attached was published for four consecutive weeks, on and next after Mar 20-1930 in the Mansfield Tribune a newspaper of general circulation in the county aforesaid.

Lena Huber

Given to before me and signed in my presence this 14 day of March, 1930

J. M. Huber, Notary Public

Printers Fees \$1.85

Order

Order of Sale.

The State of Ohio, Union Co., Probate Court.
of Sale To, L. H. Collins, Adm. of the estate of Nancy Jennie Willis, 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. of the estate of Nancy Jennie Willis (deceased) are Plaintiff and Essiea Staley et al are Defendants, you are commanded to proceed according to law, to sell at Public sale, for not less than 2/3 the appraised value thereof, the following described premises to wit:

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11693

Part of Survey # 3690

Beginning at a stake in the north margin of Boyes Creek. Witness a Box Elder, brass 10' west 2 poles, a dead Sycamore brass north 14' west 2.22 poles north west corner of Juxton Ford's lands. Thence South 8' W. 25 1/2 poles to a stake and stone Black ash, and lignum south west corner of said Ford's land in the original South line of Survey; thence with said line north 82' W. 61.4 poles to a stake and stone; thence north 8' E. 25 1/2 poles to the center of Boyes Creek. Witness a stake and stone on the south bank of the Creek and witness a stake a white Hickory 10 inches in Diameter brass North 8 1/2' west 60/100 of a pole, a hickory elm 20 inches in diameter brass South 23' E 1/4 poles; thence down the creek as it now runs taking the following course, and distance marking the boundary line established between Joseph C. Guel and Elizabeth Johnson. To wit: north 84 1/2' E. 23 poles north 69' E. 16 poles. South 84 1/2' East 10.5 poles to the beginning.

Containing 100 acres, more or less.

Also the following real estate Situated in the Town of Broadway.

In the County of Union and the State of Ohio, Bounded and described as follows:

Being sixty feet off the west side of Lot No. 61

Situated in the eastern addition to the Village of Broadway

For a further description refer to the plat of said addition to Broadway in the office of the County Recorder at Mansfield, Ohio. Plat Book No. 1, Pg. 92.

The part of said lot hereby conveyed being 60 feet fronting on the main street of said Village.

Said sale to be on the 1st day of May, A.D. 1920 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 & the seal of said Probate Court at Mansfield Ohio this 28. day of December 1927

W. W. Dusted

Probate Judge

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11693

Return

Return

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 18th day of March, 1930.
 L. H. Collins.

Report of Sale

Report of

In obedience to the within order, I duly advertised the real estate therein described for sale, in the Mansville 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 first day of February, 1930, 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 1 P.M., I attended at the place designated for sale to be held, and offered said real estate for sale there being no bidders, and by order of the Court, I advertised the said real estate in the Mansville Tribune four ^{consecutive} weeks prior to March 15th, 1930, therein when said sale was held at the late residence of Jennie Willis, Deceased at Broadway, Ohio, wherein John Price bid to pay for the town property, same the sum of \$655.00 which being the highest and best bid that was offered, and being more than 2/3 of the appraised value of said premises, I then and there sold the same to him for that sum.
 L. H. Collins a dir.
 L. H. Collins.

Dated the 15 day of March, 1930.

There being no bid made on the real estate consisting of one hundred acre farm, same was not sold for want of bid.

Prior to April 19, 1930, I advertised the land of 100 acres, described in the petition 4 consecutive weeks in the Mansville Tribune, and I attended the sale on the 19th day of April, at the Court House at Mansville where the sale was held, and Heber L. Shirk, bid the sum of \$2475.00 being the best and highest bid, I sold the same to the said Heber Shirk, for that sum.
 April 19-1930. L. H. Collins

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO

11693

The State of Ohio Union County

The above named L. H. Collins being duly sworn say that the sale above reported has been made after diligent endeavor to obtain the best price for said property.
L. H. Collins Adr.

Sworn to before me and signed in my presence this 19 day of April 1930.

M. H. Husted, Probate Judge

Order of Re-appraisal

Probate Court Union County Ohio
Order of Re-appraisal
for sale.

To L. H. Collins, Adr. of the estate of Jennie Willis, deceased, In obedience to an order and decree of the Probate Court within and for said County made this day in a certain cause, No. 11693, now pending in said Court, wherein you as Adr. are Plaintiff and Edgar Willis et al are defendants, you are commanded that by the oath of James Sanderson, and Joseph B. Bryan and W. H. Goff three judicial disinterested men of your 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 re-valuation and appraisement to be made, and when so re-appraised to proceed according to law to sell at public sale for not less than 2/3 such re appraised value thereof. The following described premises, to wit:

Said sale to be held at Mansfield, Court House, Apr. 19-1930 and to be for cash.

Part of Survey # 3690.

Beginning at a stake in the north margin of Boker's Creek, witness a box elder bears N. 15° West 2 (two) poles a dead Sycamore bears N. 19° West 2.32 poles, north west corner of Tauxen Ford's lands; thence S. 8° West 256 1/2 poles to a stake and stone Black Ash and Lyman south west corner of said Ford's land, in the original south line of Survey; thence with said line North 87° W. 61.4 poles to a stake and stone, thence N. 8° E. 255 1/2 poles to the center of Boker's Creek, witness a stake and stone on the South Bank of the Creek, and witness a stake, a white hickory 10" in diameter bears N. 8 1/2° W. 69 feet of a pole, a hickory Elm 20" in diameter bears S. 23° E. 1.6 poles. thence down the creek as it now runs taking the following course and distance bearing

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W. Clerk said 1930

Return

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State

Oath of appraisers

Mr. each imp. value in

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Appraisers Return

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MC MANUSCRIPT CO., TOLEDO, OHIO-79204

11693

the boundary line established between Joseph C. Bull and Elizabeth Johnson. to wit: N. 84 1/2' E. 7 1/2 poles north 69' E. 16 poles S. 84 1/2' E. 10.5 poles to the Beginning

Containing 100 acres more or less

You will make return of your proceedings to our said Probate Court forthwith upon the 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 18 day of March 1930.

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 the 19 day of March, 1930.

L. H. Collins, Adm.

State of Ohio, Union County,

Oath of appraisers

Oath of appraisers.

We the undersigned appraisers do make solemn oath that we will upon actual view honestly and impartially appraise the within described real estate value and perform the duties required of us in pursuance of the foregoing order

J. F. Sanderson, J. H. Bryan, W. H. Gaff

Sworn to before me and signed in my presence this 19 day of March, 1930.

L. H. Collins, Justice of the Peace.

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 \$2500.00 Given under the hands this 19 day of March, A. D. 1930.

J. F. Sanderson, J. H. Bryan, W. H. Gaff

Fees of appraisers \$1.00 per day each.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO

11693

Administrators Sale of Real Estate

By virtue of power vested in me, and by order of the Probate Court of Union County, Ohio. I will offer for sale at the Court House, at Mansfield, Ohio, on the 19 day of April, A. D. 1930, at 1 P. M. the following described real estate, situated in the County of Union, in the State of Ohio, in the Township of Taylor, being a part of Survey No. 3690:

Legal notice

Beginning at a stake in the north margin of Bokes Creek (witness a box elder, bears N. 10° W. 2 poles; a dead sycamore bears north 19° West 2.22 poles, north west corner to Truman Ford's land); thence S. 5° W. 25.5 1/2 poles to a stake and stone, black ash, and sycam. southwest corner to said Ford's land in the original south line of Survey; thence with said line N. 52° W. 61.4 poles to a stake & stone; thence north 8° E. 25.5 1/2 poles to the center of Bokes Creek; (witness a stake, a white hickory 12 inches in diameter bears N. 8 1/2° West 69/100 of a pole; a hickory Elm 2 inches in diameter bears south 23° East 1.6 poles); thence down the creek as it now runs taking the following course and distance crossing the boundary line between Joseph B. Hume and Elizabeth Johnson, tomb: north 84 1/2° east 23 poles north 69° 16 poles south 84 1/2° east 10.5 poles to the beginning.

Containing one hundred acres, more or less. From Cash.

L. H. Collins

adr.,

John Cash, auctioneer Mar. 22-1930.

The State of Ohio, Union County, ss.

Oath

Personally appeared before me, Lenna Huber and made solemn oath, that the notice, a copy of which is hereto attached was published for four consecutive weeks, on and next after March 22-1930 in the Mansfield Tribune, a newspaper of general circulation in the county, aforesaid.

Lenna Huber,

Sworn to before me, and signed in my presence this 14 day of April, 1930.

J. M. Huber, Notary Public

Printer's Fee \$ 12.00

Journal entry: Order approving & confirming sale Probate Court, Union County, Ohio, March 18-1930.

Order Approving & Confirming Sale

This day, this cause coming on to be heard on the return of L. H. Collins, adr. of the estate of

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

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Jessie Willis 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 has in all respects been regularly and legally made.

It is ordered that the same be and is hereby approved and confirmed.

And it is further ordered that the said L. H. Collins, as such Administrator make to the purchaser John Rice, a good and sufficient deed for the premises so sold.

It is further ordered that this proceeding be recorded and that said Adm. pay the costs herein at - within ten days.

N. H. Husted, Probate Judge.

Entry.

Journal Entry: Orders approving & confirming sale - April 19-1930.

Form of 100 acres of land.

This day this cause came on to be heard on the returns of L. H. Collins, Adm. of the estate of Jessie Willis, 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 has been in all respects regularly and legally made.

It is the order of the Court that the same be and is hereby approved and confirmed.

It is further ordered that the said L. H. Collins, as such Adm. make to the purchaser Heber L. Shirk, a good and sufficient deed for the premises so sold.

N. H. Husted

Probate Judge, Union Co. Ohio.

MC MANUS-TROUP CO., TOLEDO, OHIO - 72204

MC MANUS-TROUP CO., TOLEDO, OHIO - 72204

11713
Dec. 23/1929
John H. Driley
attorney

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

No. 11713
Civil action

Karl Hawley, administrator of
the estate of
Ida Jane Bealer, Deceased.
Plaintiff

Petition to Sell Real Estate

vs.
Myrtle M. Williams, and
The Union County Savings
& Loan Company,
Karl Hawley,
Defendant.

Petition.

The Plaintiff represents that he is the duly appointed and qualified administrator of the estate of Ida Jane Bealer late of Washington Township Union Co. Ohio deceased; that the amount of debts due from the deceased is five hundred dollars, as near as they can be ascertained, that the charges of administration of said estate will amount to about one hundred dollars being wholly insufficient to pay the debts and costs aforesaid.

Petition

The Plaintiff further represents that said Ida Jane Bealer 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:

Being a part of Survey # 9916, commencing at a stone and broken tile in said Survey and in the center of the Bird road with said West line of Survey no. 9916 north 9.75° West 296 feet to a stone and broken tile; thence north 81.25° East 296 feet to a stone and broken tile; thence south 9.75° east 296 feet to a stone and broken tile in the center of said road; thence with the center of said road south 81.25° west 296 feet to the place of beginning containing 2 acres of land, more or less.

2nd Tract. Second Tract:

Situated in the Township of Washington County of Union, and State of Ohio, and being a part of Survey No. 7375-

Beginning at a stake in the center of the Marysville and Kenton Pike 320 feet south of John Jennings north east corner, thence westward 185 feet to a stake and in the line of L.M. Lingard's line 147 feet south of Jonathan

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

Hains' southeast corner; thence parallel with said pike south 60 feet to a stake; thence easterly parallel with L. M. Lingard's south line 180 feet to the center of said pike; thence northerly with said pike 60 feet to the place of beginning, containing $\frac{1}{4}$ acre, more or less.

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, Fifty Dollars. For the first tract described and the sum of Five Hundred for the second tract, described above.

That the said Myrtle M. Williams & the plaintiff are the only heirs and next of kin of said decedent having the next estate of inheritance from said Ida Jane Bealer, deceased, in said premises, that the defendants The Union County Savings and Loan Company claims some interest in the last tract described in this petition by way of mortgage thereon.

The Plaintiff therefore prays that the rights interests and claims of the said The Union County Savings & Loan Company may be fully determined adjusted & protected according to equity and that your petition may be authorized and ordered to sell said real estate according to the statute in such case made and provided and for all the other proper orders and relief in the premises.

Karl Lawley, Atty for Plf.

The State of Ohio, Union County.

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

Karl Lawley

Shown to before me and signed in my presence this 23-day of Dec. 1924

W. H. Husted, Probate Judge

Final Record, Union County Probate Court

MC MANUS-TRUOP CO., TOLEDO, OHIO - 72204

MC MANUS-TRUOP CO., TOLEDO, OHIO - 72204

11713

In the Probate Court of Union County Ohio.
Case no. 11713.

Journal entry: Filing Petition to Sell
Real Estate.

Filing Petition

This day came the plaintiff Karl Hundley, as administrator of the estate of Ida Jane Bealer, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Ida Jane Bealer, 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. W. Motter, Probate Judge

Waiver

Waiver of Summons on Petition to
Sell Real Estate

Probate Court, Union County, Ohio.
The undersigned party defendant, to the Petition in the above entitled action, do, each, of us, hereby waive the issuing and service of summons, and voluntarily enter appearance, and hereby consent to sale of the Real Estate described in the petition.

December 23-1929.

Myrate M. Williams

Probate Court, Union County, Ohio.

Now comes the defendant, The Union County Savings and Loan Company, and says that Ida Jane Bealer and Jane Bealer, is, the same person.

That said defendant is a corporation duly organized under the laws of the State of Ohio, with its principal place of business located in Marysville, Ohio.

First cause

First Cause of action.

The defendant The Union County Savings and Loan Company for its first cause of action says that Jane Bealer on the 22 day of July, 1927, executed and delivered to this defendant her promissory note of said date in the principal sum of Two Hundred (\$200-) dollars, with interest payable semi-annually on the 1-day of January and July of each and every year, and there is now due and

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MC MANUS-TRUMP CO., TOLEDO, OHIO - 79204

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owing on said note. The sum of \$ with interest thereon at the rate of 7% per annum from the 1st day of July 1929.

Second cause Second Cause of action.

The defendant The Union County Saving & Loan Co. for its second cause of action says that Jane Bealer on the 12 day of June 1928 executed and delivered to this defendant her promissory note in the principal sum of One Hundred (\$100.00) Dollars with interest thereon at the rate of 7% per annum payable semi-annually on the first day of January and July each year and there is now due and owing on said note the sum of \$ with interest thereon at the rate of 7% from July 1 - 1929.

Third cause Third Cause of action

The defendant for its third cause of action says that at the time of delivery of the note mentioned in the first and also at the time of delivery of the note mentioned in the second Cause of action Jane Bealer executed and delivered to The Union County Saving and Loan Co her mortgage deed to secure the payment of each of said notes on the real estate described in the petition of the plaintiff as the second tract therein.

This defendant says that said mortgage given to secure the note described in the first Cause of action was on the 27 day of July 1927 at 2:30 P.M. duly left with the recorder of Union County Ohio for record and was duly recorded in Vol. 95 page 500 records of mortgages of Union County Ohio on the 26 day of July 1927 and thereby became still is the first valid and subsisting lien on said premises. This defendant further states that said mortgage given to secure the note described in the second cause of action herein was duly left for record with the recorder of Union County Ohio on the 13 day of June 1928 and was duly recorded in Volume 97 page 117 mortgage deed record of Union County Ohio on the 15 day of June 1928 and became the second best and valid subsisting lien on said premises and being second lien only to the first mortgage held by this defendant.

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLLEDO, OHIO - 72701

11713

This defendant says that each of said mortgages provide among other things that if any installments of payable payments therein mentioned or any part thereof shall remain unpaid for eight weeks after the same shall become due, said mortgages shall become absolute

Fourth

Fourth Cause of action

Cause of action

This defendant for its fourth cause of action says that the mortgage mentioned and described in the third cause of action provides among other things for the payment of such sums advanced by this plaintiff for insurance on said premises with interest at the same rate as the principal debt and for the protection of said property this defendant was compelled to pay insurance premiums amounting to \$899

Wherefore this defendant prays that said real estate be sold as prayed for in the petition and from the proceeds of such sale the claim of this defendant amounting to \$297.64 as stated in its first and second cause of action and the sum of \$899 stated in its 4th cause of action with interest thereon on each of such amounts at the rate of 7% per annum from the 1st day of July 1929 be paid from the proceeds of the sale of the premises described in the petition as the second tract therein to this defendant in satisfaction of their claim in the amount of their said lien and their costs herein expended.

John W. Dailey attorney for
The Union Co. Savings & Loan Co.

Oath

State of Ohio, Union County ss.

Pearl M. Army being duly sworn, says he is the secretary of the Union County Savings & Loan Co. and duly authorized in the premises to make this affidavit: that the facts stated and allegations made in the foregoing are true as the Verily believe
Pearl M. Army.

Sworn to before me and subscribed in my presence this the 24th day of December 1929.

John W. Dailey Notary Public
JOHN W. DAILEY

MC MANUS-THROUP CO., TOLLEDO, OHIO - 72701

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11713

In the Probate Court, Union County, Ohio.
Case No. 11713.

This day this cause came on for hearing upon the petition and the cross-petition of the defendant, The Union County Savings and Loan Co., the evidence and testimony and the Court being fully advised in the premises, finds that all the defendants have voluntarily entered their appearance before the Court and are now properly before the Court and that the statements and allegations of the petition are true.

The Court further finds that the said Ida Jane Bealer, on the 2-day of July, 1927, executed and delivered to the defendant, The Union County Savings and Loan Company her mortgage deed on the second tract of land described in the petition to secure the payment of her note in the principal sum of \$200⁰⁰ with interest as alleged in the cross-petition of the defendant, and that said mortgage was delivered to the recorder of Union County, Ohio, on the 22 day of July, 1927, at 2:30 P.M. and was recorded in Vol. 95 page 500 in the records of mortgages of Union County, Ohio, and now is the first and best lien in said premises.

The Court further finds that on the 12 day of June 1928, the said Ida Jane Bealer executed and delivered to the defendant, The Union County Savings and Loan Company, her mortgaged deed on the second tract of land described in the petition of the plaintiff. To secure the payment of her note in the principal sum of \$100⁰⁰ with interest as alleged in the cross-petition and said mortgage was delivered to the recorder of Union County, Ohio, on the 13 day of June 1928, and was duly recorded in Vol. 92 page 107 of the records of mortgages and is now the second best lien on said premises, being second lien only to the first mortgage of the defendant, The Union County Savings and Loan Co.

The Court further finds that the defendant, The Union County Savings and Loan Co., for the protection of said premises described as the second tract in the plaintiff petition, was compelled to pay the sum of \$8⁹⁹ which said sum, is a lien on the premises in accordance with the terms and conditions of the mortgage thereon.

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11713

and there is now due the defendant The Union County Savings and Loan Co. the sum of \$306⁶³ with interest at the rate of 7% per annum from the 1st day of July 1929.

The Court further finds that the said Ida Jane Bealer died without leaving any widows and that it is necessary to sell the real estate of the said Ida Jane Bealer described in the petition to pay her debts.

The Court further finds that each tract of the real estate described in the petition has been appraised by the appraisers of the personal estate, the first tract at \$200⁰⁰ and the second tract at \$500⁰⁰ and further finds that the bond heretofore given by the plaintiff as administrator of the estate of Ida Jane Bealer in the sum of \$ - is sufficient.

It is therefore ordered that the said Karl Hawley as administrator of the estate of Ida Jane Bealer proceed to advertise for sale on the premises each tract of said real estate for four consecutive weeks in a newspaper of general circulation in said County and by posting a hand bill on each of said premises and he is ordered to sell the same at public auction for not less than 2/3 of the appraised value for cash on delivery of deed and confirmation of sale. Said plaintiff is ordered to make return to this Court immediately after said sale.

Said Plaintiff is further authorized to employ an auctioneer.

W.H. Husted Probate Judge

Administrator's Sale.

Sale.

In pursuance to an order of the Probate Court of Union County Ohio I will offer for sale at public Auction on the 15 day of February 1930 at 10 a.m. at Byhalia on the premises the following described real estate.

First Tract

First Tract

Situate in the County of Union State of Ohio and the Township of Washington being a part of Survey no. 9916 Commencing at a stone and broken tile in said survey line and in the center of the Bird road with said Met line of Survey no. 9916 north 9.75° west 296 feet to a stone and broken tile; thence north 8.25° east 296 feet to a stone and

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11713 Broken tile: Thence south 9.75° East 296 feet to a stone
and broken tile in the center of said road: thence with
the center of said road south 81.25° West 296 feet to
the place of beginning.
Containing 2 acrs. of land. more or less.

Second Tract. Second Tract:
Situate in the County of Union State of Ohio, and in
the Township of Washington and being a part of
Survey no. 7375.

Beginning at a stake in the center of the
Maysville and Denton pike 300 feet wide south of
John Jennings northeast corner; thence westward
185 feet to a stake and in the line of L. M.
Singer's line 147 feet south of Jonathan Haines's
southeast corner; thence parallel with said pike south
60 feet to a stake; thence easterly parallel with L. M.
Singer's south line 185 feet to the center of said pike;
thence northerly with said pike 60 feet to the place
of beginning.
Containing one fourth acre of land,
more or less.

First Tract. First Tract. appraised at \$200-
Second Tract " " 500-
Had Lawyer
Order of the estate of Ida Jane Bealer.
John H. Daily Atty.
Jan. 16 - 1930.

Carlo Du. State of Ohio, Union County ss
Personally appeared before me Lena Huber and made
solemn oath that the notice, a copy of which is hereto
attached was published for five consecutive weeks on
and next after Jan. 16 - 1930, in the Weekly
Tribune A newspaper of general circulation in the
County aforesaid.
Lena Huber

Known to before me, and signed in my presence
this 14 day of February 1930.
J. M. Huber, Notary Public
Printers Fee \$ 17.⁰⁰

MC MANUS-THOMP CO., TOLEDO, OHIO-79201

MC MANUS-THOMP CO., TOLEDO, OHIO-79201

11713

Order of Sale. Trust of Dower.

Order of sale

The State of Ohio, Union County, Probate Court.
To: Nath Franklin, Adm. of Iddu Jane Bealer, Deceasing;

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. of the estate of Iddu Jane Bealer, are Plaintiff, and Myrtle M. Williams et al. are Defendants, you are commanded to proceed according to law, to sell, at public sale, for not less than $\frac{1}{3}$ the appraised value, thereof four of the dower of

First tract.

First tract.

Situate in the County of Union State of Ohio and the Township of Washington.

Being a part of Survey No. 9916 commencing at a stone and broken tile in said Survey line and in the center of the Bird road, with said west line of Survey No. 9916, north 9.75° west 296 feet to a stone and broken tile; thence north 81.25° East 296 feet to a stone and broken tile; thence south 9.75° E. 296 feet to a stone and broken tile in the center of said road; thence with the center of said road south 81.25° west 296 feet to the place of beginning.

Containing 2 acres of land, more or less.

Second tract.

Second tract:
Situate in the County of Union State of Ohio, and in the Township of Washington, and being a part of Survey # 7375-

Beginning at a stake in the center of the Mansville and Newton pike, 320 feet south of John Janning northeast corner; thence westward 185 feet to a stake and in the line of L. M. Lingert's line 147 feet south of Jonathan Hain's southeast corner; thence parallel with said pike south 60 feet to a stake; thence easterly parallel with L. M. Lingert's south line 185 feet to the center of said pike; thence northerly with said pike 60 feet to the place of beginning.

Containing $\frac{1}{4}$ acre of land, more or less.

Said sale to be at Public Sale, to be upon the following terms.

Cash on delivery of deed.

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Return

Report of

Oath

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MO MANUS-THOMP CO., TOLEDO, OHIO - 79204

11713

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 10 day of January, 1930
Geo. M. 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

Karl Hawley
Adm.

Report of

Report of Sale.

In obedience to the within order, I duly advertised the real estate therein described for sale in the Mansfield Weekly Tribune, a newspaper printed and of general circulation in Union County Ohio, where said estate is situate, for at least 4 consecutive weeks prior to the 15 day of February, 1930, 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 1 P.M. I attended at the premises and offered said real estate for sale free of the commission the Union County Savings & Loan Co. bid to pay for the same the sum of Three Hundred thirty three ³³/₁₀₀ dollars, which being the highest and best bid that was offered, and being 2/3 of the appraised value of said premises, I then and there sold the same to them for that sum, being the 2nd tract and J. Keenan bid the sum of \$133. ³³/₁₀₀ being two-thirds and same sold to him.

Karl Hawley.

Oath

The State of Ohio, Union County.

The above named, Karl Hawley 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.

Karl Hawley.

Sworn to before me and signed in my presence.

This 17 day of Feb, 1930.

Geo. M. Husted, Probate Judge

Confirming

Probate Court of Union County Ohio.

ordering

Confirming Sale & Ordering Distribution
This day this cause came on to be heard upon the report of Karl Hawley, as adm. of the estate

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11713

of Ida Jane Bealer of his proceedings under the former orders of this court and upon motions of said petitioner to confirm the sales made in obedience of said order and the court having carefully examined the same and finding the proceedings of said petitioner in all respects in concert and being satisfied that said sales was fairly and legally made it is ordered that same be and is hereby approved and confirmed.

It is further ordered that said petitioner execute a deed of all the right title interest and claim of the said Ida Jane Bealer in the first tract described in plaintiff petition to J. T. Keenan upon said purchaser paying the sum of \$133³⁴

It is further ordered that said petitioner execute a deed of all the right title interest and claim of the said Ida Jane Bealer in the second tract of real estate described in plaintiff petition to the purchaser, The Union County Savings and Loan Company upon its payment of the sum of \$333³⁴

The Court finds that there is due and owing to the Union County Savings & Loan Co. upon the notes and mortgages set out in its answer and cross-petition from the sale of second tract of land described in plaintiff petition from the estate of Ida Jane Bealer the sum of \$314⁴⁸ which said amount includes the taxes amounting to the sum of \$8⁹⁹ which was paid by the said The Union County Savings and Loan Company and the Court finds that said mortgages was the first lien on the 2nd tract described in Plaintiff petition.

It is ordered that an entry of release and satisfaction of said mortgages be entered of record in the office of the recorder of Union County, Ohio.

It further appearing to the Court that since the date of the filing of the petition herein the defendant The Union County Savings & Loan Co. has paid the taxes upon the second tract of land described in plaintiff petition in the sum of \$11³⁷ being the 1924 taxes thereon.

It is further ordered that said Clerk pay out of the proceeds of the sale of the first tract to pay to the treasurer of Union County the sum of

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Confirmation

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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*99¹ being the amount of the first half of the 1929, taxes and past delinquent taxes and penalties on said tract.

Confirmation

That from the balance remaining in his hands amounting to \$456⁷⁷ said adm. pay. as follows:

1st. To the Union County Savings & Loan Company the sum of \$325⁵⁵ being the amount of the mortgage on second tract and the 1929 taxes paid.

2nd.

The costs and expenses incurred in the sale of said property, including auctioneer fee of \$3⁰⁰ and attorney fees of \$50⁻ to John H. Daily and that the said Administrator pay the sum of \$21⁰² to Karl Fawley as compensation as administrator of the estate of Ida Jane Dealer and the residue of said funds amounting to \$56⁹⁰ to be paid to this court as costs taxed herein.

It is further ordered that said proceeding be recorded.

N. H. Husted, Probate Judge

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11770
March 1-1930.
R. C. Threlk.
Atty.

Petition for Sale of Real estate to Pay Debts,
Probate Court Union County, Ohio
Elmer Fisher Adm. of
the estate of
Henry Coxworth deceased.
Plaintiff.

no. 11770
Civil Action

William F. Foxworth.
Myrtle E. Fisher
Delphia M. Wright.
Opal Blair
Ruth Cherry. and
Edwin Cherry.
The North Western Mutual
Life Insurance Co.

Petition to
Sell Real Estate

Petition.

Defendants.

The Plaintiff represents that he is the duly
appointed and qualified Administrator of the estate of
Henry Coxworth late of Union County, Ohio deceased; that
the amount of debts due from the deceased is
Five thousand 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 Four hundred Dollars being wholly
insufficient to pay the debts and costs aforesaid.

Petition

The Plaintiff further represents that said Henry
Coxworth died seized in fee simple of the following
described real estate, situate in the County of Union
and State of Ohio, to wit:

In Jackson township and a part of Surrency
nos. 9901. and 10780.

Beginning at the S.E. corner of said Surrency in
the Greenville Treaty line; thence N 10 1/4 W. 130.45
poles to a stake, witness two beeches, a corner of Lot #4
Containing One Hundred acres surveyed by T. A. Fay
Aug. 31-1865; thence S. 80° 35' W. on the north line
of said 100 acres 68.75 poles to a stake, witness two
beeches; thence S. 10 1/4 E. 130.45 poles to a stake in
the Greenville Treaty line; thence with said line N. 80°
W. 68.75 poles to place of beginning

Containing fifty-six acres of land.

The said decedent died leaving no widow;
that the defendants, William F. Foxworth, Myrtle
E. Fisher, Delphia M. Wright, Opal Blair, Ruth
Cherry, & Edwin Cherry.

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Filing
Petition

MC MANUS-THOUT CO., TOLEDO, OHIO - 79204

Debts,
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are the only heirs at law and next of kin of said decedent, having the next estate of inheritance from said Henry Boxworth deceased; in said premises, that the Defendants

The Northwestern Mutual Life Insurance Co. claims a lien on said real estate by virtue of mortgage.

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

The State of Ohio, Union County, ss.

Orde

Elmer Fisher the witness 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.

Elmer Fisher,

Adm.

Sworn to before me and signed in my presence, this 21st day of February 1930.

Richard C. Small
RICHARD C. SMALL
Notary Public, Union Co. O.

In the Probate Court of Union County, Ohio,

February 28, 1930.

Case No. 11770.

Journal Entry.

Filing Petition for Real Estate

This day came the Plaintiff Elmer Fisher, adm. of the estate of Henry Boxworth deceased, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Henry Boxworth 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, pending 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; & this cause is continued.

W. H. Husted, Probate Judge

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Warrant of Summons.

Probate Court, Union County, Ohio

Warrant

Mr. 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 said Petition.

Mary E. Fisher, Delpha M. Wright, Ruth Cheney, Edwin Cheney, Opal Blair, William D. Foxworth.

Answer & Cross-Petition
Northwestern Mutual Life Ins. Co.

Answer and Cross-Petition

The Northwestern Mutual Life Insurance Co.

The State of Ohio, Union Co. ss.

In the Probate Court.

Answer.

Now comes the defendant, The Northwestern Mutual Life Insurance Company, and answers the issuance and service of summons in the above entitled cause, and files herein its answer and cross-petition, and for answer says:

That it is a corporation incorporated and doing business under the laws of the State of Wisconsin, with its principal office and place of doing business at Milwaukee, Wisconsin; that it claims a lien against the real estate described in the petition by virtue of a trust deed; but knows nothing of the matters and things set out in the petition of the plaintiff and therefore denies each and every other allegation therein contained.

Cross-Petition

Cross-Petition

By way of Cross-petition and for a just cause of action this defendant, The Northwestern Mutual Life Insurance Company, says that on the 6-day of May, 1924 Henry Foxworth, then in full life, executed and delivered to The Northwestern Mutual Insurance Company his certain promissory note, a copy of which with all the endorsements thereon is hereto attached, marked Exhibit A, and made a part of this Cross-petition.

The Northwestern Mutual Life Insurance Company is now the owner and holder of said note, on which there is due the sum of \$2000.00 with interest thereon at the rate of 5 1/4% from the 6-day of Nov. 1929 to Feb. 14-1930 and six percent thereafter until paid.

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Second Cause of Action

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MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

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which sum with interest as aforesaid and costs this answering defendant. Claims

Second

Second cause of action:

Cause of action

This answering defendant. The Northwestern Mutual Life Insurance Company, adopts and makes a part of its second cause of action last, and all the allegations of the first cause of action, the same, as if fully re-written herein, and further says that at the time of delivering said promissory note described, in the first cause of action herein, and hereto attached marked Exhibit A, and to secure the payment of the same, the said Henry Boxworth and Mary Boxworth, his wife, then, in full life, executed and delivered to The Northwestern Mutual Life Insurance Company their certain mortgage deed conveying to the Northwestern Mutual Life Insurance Co. the following described real estate:

Situated in the Township of Jackson, County of Union and State of Ohio, to-wit:

All that part of Survey No. 990, and 10780, bounded and described as follows: Viz:

Beginning at the south east corner of said survey in the Greenwell Treaty line; running thence north ten and 1/4" West with the survey line about one hundred thirty and forty, five one-hundredths poles to a stake, witness two beeches, and being the corner of a 100 acre lot as surveyed by B. W. Fay for J. W. Robinson August 31, 1866; Thence south eighty degrees thirty-four minutes met with the corner of said 100 acre lot far enough to include 56 acres, being 68 rods, more or less; thence south ten and 1/4" East one hundred thirty and forty, five one-hundredths poles to said survey line in the Greenwell Treaty line, and thence, with said survey and treaty line 68 poles, more or less, to the place of beginning, said premises containing 56 acres, more or less, bounded on the north and west by the land conveyed to Woods and Phillips.

The premises above described being the same premises described in the petition of the plaintiff.

On the 23-day of May, 1924, at 3:15 P.M.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79201

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said mortgage deed was duly left for record at the office of Recorder of Union Co. Ohio and was duly recorded in Vol. 91, pg. 353. Record of mortgages. Union County Ohio and became a valid and subsisting lien first in priority upon the premises in Plaintiff's petition described, and that said mortgage still is a valid and subsisting lien against said premises; that on the 3rd day of May, 1930, the plaintiff herein entered into a written acceptance for the continuance on call at 6% interest from and after July 14- 1930, of the first loan of \$2500⁰⁰ made by the Northwestern Mutual Life Insurance Company of Henry & Associates.

This answering cross petition says that taxes and assessments against the premises described in the petition of the plaintiff and in its answer and crosspetition became delinquent and that by virtue of the authority delegated under the conditions of said mortgage on the 7th day of April 1930, it paid to the Treasurer of Union County Ohio said delinquent taxes in the sum of \$258⁷¹ which it now claims with interest at 8% from said 7th day of April 1930, and that there is now due this answering cross-petitioner the Northwestern Mutual Life Insurance Company, on said note as set out in the first cause of action herein, and by reason of said payment of taxes the sum of \$2830⁷⁷ with interest as herein set forth from May 15-1930, which amounts to 48 cents for each day until said claim is paid.

Wherefore this answering cross-petitioner prays that upon the sale of said premises its rights herein may be protected, that its said mortgage may be declared to be the first and best lien on the real estate therein described; that the said claims of this cross-petitioner be paid out of the proceeds of said sale, and that it may have all other and further relief as equity and the nature of the case may require.

The Northwestern Mutual Life Insurance Co.,
By French Crow,

Its attorney

The State of Ohio, Union County, ss.

French Crow, being first duly sworn says that he is the Attorney for the above named cross-petitioner, the Northwestern Mutual Life Insurance Co., duly authorized herein; that the said Northwestern

The Northwestern
Mutual Life
Ins. Co.

MC MANUS-TROUP CO., TOLEDO, OHIO-79201

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

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Mutual Life Insurance Company is a corporation, non resident of the State of Ohio, and that the facts stated and allegations contained in the foregoing answer and cross-petition are based upon written instruments and are true, as he verily believes.
Funched Crow

I now to before me, and subscribed in my presence this 15th day of May, 1930.

Margaret Lowler.
MARGARET LAWLER. *(Seal)*
Notary Public

Due Notary 50 c.

Exhibit A

Exhibit B.

May 6-1924

For value received, I promise to pay to the order of the North Western Mutual Life Insurance Company at its office in the City of Milwaukee, Wisconsin, the sum of Twenty-five hundred dollars, at the expiration of five years from the date hereof with interest thereon from date until paid at the rate of 5 1/4 percent per annum, payable semi-annually, with the privilege at any time after two years and before maturity of paying not less than one hundred dollars or any multiple thereof, upon said principal, provided that sixty days additional interest shall be on any, and all such payments in excess of 1/2 of the original principal sum.

This note is secured by a mortgage of even date herewith executed by,

Henry Boxworth & Mary Boxworth his wife. To said The North Western Mutual Life Insurance Company on lands in Union County, Ohio which is the first lien on the property therein described; and in case the interest on this note is not fully paid when due, or in case of default in the performance of any or either of the terms and conditions of said mortgage, the whole indebtedness secured by said mortgage shall, at the option of said The North Western Mutual Life Insurance Company, become due and payable at once without notice.

In case said principal sum shall not be paid at maturity or when declared due, in accordance with the provisions herein contained, and in case such shall be brought for the collection of said principal sum or for the foreclosure of the

Final Record, Union County Probate Court

MC MANUSCRIPT CO., TOLEDO, OHIO - 79201

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of the mortgage given to secure this note & further promise and agree to pay a reasonable attorney's fee to be fixed by the court.

No payment of the principal of this note shall be deemed valid except upon the receipt of the authorized officers of said the Northwestern Mutual Life Insurance Company.

Berry Foxworth

Exhibit a.

Exhibit A.

Documentary Internal Revenue

Stamps for \$04

attached & cancelled.

note

Dated the 6 day of May, 1924

Nov. 6 - 1924. Rec. Int. to Nov. 6 - 1924

May 5 - 1925 " " " " May 6, 1925

Nov. 4 " " " " Nov. 6 "

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Nov. 5 " " " " Nov 6 "

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Journal entry: Finding sale necessary.

Finding

sale

necessary

Ordering appraisement.

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, 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 Berry Foxworth dec'd, described in the petition, to pay his debts.

It is ordered, that H. P. Rawson, A. L. Rawson & C. E. Rusch, above 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, pro. from any donor estate therein.

It is further ordered, that said appraisers be sworn as required by law, and after ward, upon

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upon and Court and.

Ordering appraisement.

The of the 1/2 of decedent's Petition Life being deferred in funds by the alleged is necessary decedent's estate for the purpose of the sale of the real estate of the decedent to pay his debts. It is ordered that the appraisers be sworn as required by law and after ward upon

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11770

upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court on or before the 19 day of May, 1930 and this cause is continued.

W. H. Trustees Probate Judge

In the Probate Court of Union County, Ohio.

Journal Entry:

Ordering Appraisement.

Ordering appraisement.

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 debts and costs of administration of the deceased, and also upon the Answer and Cross Petition of the defendant, The Northwestern Mutual Life Insurance Co. and the evidence, and the Court being fully advised in the premises finds that all the defendants herein have entered their appearance, in writing and that all have been notified of the pendency and prayer of the Petition as prescribed by law.

And the Court further finds that all the allegations of the Petition are true, and that it is necessary to sell the real estate in the Petition described to pay the debts of deceased and costs of administration.

Any bond of \$5000.00 having been heretofore furnished by the said Elmer Fisher, Adm. further bond is hereby dispensed with.

The Court further finds that there is due the defendant, The Northwestern Mutual Life Insurance Co. on its note secured by mortgage on the premises described in the Petition, as set forth in the Cross Petition of said defendant, the sum of \$2830.77 with interest from May 15 - 1931.

The Court further finds that Mary Boxworth, widow of Henry Boxworth, deceased, died on or about the 18 day of April 1929, and that therefore there is no donor estate in the real estate described in the petition herein, and it is therefore ordered that said real estate be sold free from donor therein.

Wherefore, it is considered an order by the Court that W. B. Ransome, W. H. Ransome, and C. E. Rush, judicious & disinterested men, free holders of the vicinity after being first duly sworn, and upon actual view of the premises in said Petition described, appraise the same at its cash value.

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

11770 and that the return of said appraisement be made to this Court for further order.

W. H. Husted, Probate Judge

Approved, Lurch Brown,
acty. for Northwestern Mutual Life Ins. Co.

Order of appraisement

Order of appraisement.
The State of Ohio, Union County.

Probate Court.

To Elmer Fisher, administrator of the estate of Henry Coxworth, 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 are Plaintiff and William Coxworth et al. are Defendants, you are commanded that by the oath of W. B. Ransome, A. L. Ransome and C. E. Rush, judicious disinterested men of the vicinity, not of kin to the petition, 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 from front door, therein to wit:

Situated in the Township of Jackson, County of Union and State of Ohio, and being a part of Survey's no 9901 and 10780.

Beginning at the S.E. Corner of said Survey, in the Greenville Treaty line; thence N. 10¹/₄ W. 130.45 poles to a stake, witness two beeches, a corner of Lot no. 4 containing One Hundred acres surveyed by D. A. Fay Aug. 31 1865; thence S. 80° 25' W. on the North line of said 100 acres, 68.75 poles to a stake, witness two beeches; thence S. 10¹/₄ E. 130.45 poles to a stake in the Greenville Treaty line; thence with said line N. 80° W. 68.75 poles to the place of beginning containing 56 acres of land.

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 17. day of May, 1930.

W. H. Husted.

Probate Judge.

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Return

To. Elmer Fisher
the
by. Lurch Brown

Oath of appraisers

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Appraisers Return

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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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 17 day of May, 1930.

Elmer Fisher, Adm.

Oath of appraisers

Oath of appraisers

The State of Ohio, Union County.
We the undersigned appraise, 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. B. Ransome, A. L. Ransome, C. E. Rush, appraisers.

Brought before me and signed in my presence, this 17 day of May, 1930.

J. LeRoy Allen, Notary Public
J LEROY ALLEN

Appraisers Return.

Appraisers Return

In obedience to the foregoing order, after being just 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 and eighty ⁰⁰/₁₀₀ Dollars, free from debt.

Given under our hands, this 17 day of May, 1930.
W. B. Ransome, A. L. Ransome, C. E. Rush, appraisers.

Probate Court, Union County, Ohio

May 17, 1930

no. 11770

Confirming appraisement

Confirming appraisement & Ordering Private Sale

ordering

Private sale

This day this cause came on to be heard and it appearing to the Court that the appraisement heretofore ordered has been duly made, the same is hereby confirmed, said appraisement being three thousand eighty ⁰⁰/₁₀₀ Dollars, free from debt therein.

A bond having been furnished in the estate by plaintiff in the sum of \$5000.00 further bond is hereby dispensed with.

Said bond conditioned according to law and approved by the Court, it appearing to the Court that it would be to the interest of said estate to sell the real estate described in

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11770

the petition at private sale:

It is now ordered that said plaintiff proceed to sell said real estate free from said donor estate, at private sale at not less than the appraised value, thereof, upon the following terms, to wit:

Cash in hand upon delivery of deed.

W. H. Husted, Probate Judge

Application to sell Real Estate at Private Sale, Probate Court, Union County, Ohio application

Application to sell at Private Sale

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

1. There is only one person, not interested in the purchase of this real estate to wit:

D. A. Hopkins and he has made an offer of more than the appraised value thereof.

2. Thereby, the costs of advertising and public auction will be saved, the estate

3. Farms at this time of year, at public auction, do not sell readily and might sell very cheap.

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

Elmer Fisher, Adr.

The State of Ohio, Union County.

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

Elmer Fisher

Sworn to before me, and signed in my presence this 17 day of May, 1930.

F. L. Roy, Notary Public
F. L. R. ALLEN

affidavit of Disinterested Person

Affidavit of Disinterested Person.

The State of Ohio, Union County.

F. C. Allen, Preston Jolley, and H. A. Burgoon, 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 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.

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vs. E. Brown

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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as they truly believe.

F.C. Allen. Custon Jolly. W. S. Burrows.

Given to before me and signed in my presence this 17th day of May. 1930.

F Le Roy Allen. Notary Public (Seal)
F LE ROY ALLEN

Order of

Order of Sale. Free From Down.

The State of Ohio, Union County, Probate Court.
To Elmer Fisher, adm^r of the estate of
Henry Foxworth, Gueting;

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 Administration as Plaintiff and William F. Foxworth 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 down the following described premises to-wit:

Situated in the County of Union Township of Jackson and State of Ohio, and being a part of Surveys no. 9901 and 10780.

Beginning at the S. E. Corner of said Survey in the Greenville Treaty line; Thence N. 10 1/4 W. 130.45 poles to a stake witness two beeches a corner of Lot no. 4, containing One Hundred acres surveyed by B. A. Gray Aug. 31-1885; thence S. 80° 35' W. on the north line of said 100 acres, 68.75 poles to a stake, witness two beeches; Thence S. 10 1/4 E. 130.45 poles to a stake in the Greenville Treaty line; Thence with said line N. 80° W. 68.75 poles to the place of beginning.

Containing fifty-six acres of land.
Said sale to be upon the following terms:
Cash in hand upon delivery of deed.
You will make return of your proceedings to this Court forthwith upon execution of order.
Witness my signature and the seal of said Probate Court at Mansfield, Ohio, this 17 day of May 1930. (Seal) W. H. Hustled
Probate Judge

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Return

Return

To the Probate Court, Union County, Ohio.

In due 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 17 day of May, 1930.

Elmer Fisher, Adm.

Report of sale

Report of Sale Private

In obedience to the within order, I sold, said premises,

on the 17 day of May, 1930, to P. A. Hopkins, for the sum of Thirty two hundred and ^{no}/₁₀₀ Dollars, said sum being more than the appraised value of the same.

Dated the 17 day of May, 1930.

Elmer Fisher Adm.

Order

The State of Ohio, Union County,

The above named Elmer Fisher, 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.

Elmer Fisher

Sworn to before me, and signed in my presence, this 17 day of May, 1930.

F. LEROY ALLEN Notary Public
F L E R ALLEN

Confirming

Private Sale

Probate Court, Union County, O, May 17th 1930.
Confirming Private Sale, and
Distributing Proceeds.

This cause came on this day to be heard upon the report of the plaintiff of sale made to P. A. Hopkins for the sum of Thirty-two hundred and ^{no}/₁₀₀ Dollars, as hereinbefore ordered, and the proceedings appearing in all respects regular, and in conformity to law, they are hereby approved, and confirmed.

And the said Elmer Fisher adm. is ordered to execute and deliver to the said purchaser a good and sufficient deed for the premises so sold.

It is further ordered that satisfaction of the mortgage of the Northwestern Mutual Life Insurance Co., one of the defendants herein, set forth in the petition & cross petition of said defendant be entered on the record thereof in the office of the recorder of Union County, Ohio, where it is now recorded.

And the Court comming now to distribute the proceeds of said sale amounting to \$32.00

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(the said S. A. Hopkins, having elected to pay the same in cash, and the Court approving the same, as being for the best interest of said estate)

Confirmation

It is ordered that said adm. mt. of the money in his hands, pay:

First:

To the Treasurer of this county, the taxes penalty, and interest against said property, to wit: the sum of -- none --,

Second:

The costs and expenses incurred in the sale of said property, amounting to \$13⁰⁰

To F. L. Roy Allen, attorney for plaintiff, \$25⁰⁰

Third:

To Northwestern Mutual Life Ins. Co., on the note and mortgage set forth and described in their cross petition herein the sum of \$2830²⁷ plus \$.48 per day interest on the same from May 15 1930 until paid to them which the Court finds to be the amount due them:

And said Administrator having compromised the claim of the First National Bank of Richmond, Ohio upon an agreement to pay to them the sum of \$100⁰⁰ and it being found to be to the best interest of the parties hereto to settle said claim in that way, it is ordered, that said Administrator pay to the said The First National Bank of Richmond, Ohio, from the balance of said money, the sum of \$100⁰⁰

W. H. Husted, Probate Judge

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Apr. 3-1930
John R. Dailey
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Petition for Sale of Real Estate To Pay Debts,
Probate Court, Union County, Ohio.

V. D. McConry, Administrator
of the estate of
Abie Colver, deceased,
Plaintiff.

Civil Action

v.
Ethel Jenkins
Edua Embry, Adm. &
Charles Colver,
Jesse Colver, a minor
Edith Colver, a minor
William Swygass,
Lucy Bright
Frank Ball
Defendants.

Petition to
sell Real Estate.

Petition

The Plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Abie Colver late of Union County, Ohio, deceased, that the amount of debts due from the deceased, is approximately \$25.00 as near as can be ascertained by him, due to Union County, Ohio that the charges of administration of said estate will amount to about approximately sixty five dollars, and that the total value of the personal effects of said deceased, is but - none -

Petition

The Plaintiff further represents that said Abie Colver 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 North town:

The north one-half of the following premises to wit:

Being a lot of two acres of land adjoining the Village of Summerville on the north bounded on the east by the Mariposa and Kenton jct., on the north by A. J. Smith lot of two acres on the west by lands of John Johnson, deceased, on the south by lands of John Johnson, deceased, and lot no. 48 in the Village of Summerville and being the north half of the above described lot, being one acre more or less and the same premises conveyed by deed to William Smith by Lemuel W. Smith as adm.

Being the same premises as recorded in Vol. 66 page 346. deed recorded of Union Co. Ohio

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MC MANUS-TROUF CO., TOLEDO, OHIO-79204

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Plaintiff represents that said real estate was

The said decedent died leaving no widow, who is entitled to dower in said premises, that the defendants Ethel Jenkins, Edna Embry, Jean Colver, Edith Colver, Charles Colver, William Burdymar, Lucy Bryant and Frank Ball, are the only heirs at law and next of kin of said decedent, having the next estate of inheritance from said Abi Colver deceased, in said premises, and that your petition may be authorized and ordered to sell said real estate free from any said dower, according to the statute in such case made, and provided, and for all other proper orders and relief in the premises.

John W. Dailly,

Attorney for Plaintiff

Carte

The State of Ohio, Union County

V. D. McCarry, adm. of the estate Abi Colver, 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.

V. D. McCarry

Sworn to before me and signed in my presence, this 3-day of April, 1930.

John W. Dailly, Notary Public
JOHN W. DAILY

Filing Petition

In the Probate Court of Union County, Ohio.

April 3-1930.

Journal Entry

Filing Petition to Sell Real Estate-

This day came the plaintiff V. D. McCarry and presented to this Court his petition duly verified praying an order for the sale of real estate of the said Abi Colver 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, 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. Wooted,

Probate Judge

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

11793

Probate Court Union County, Ohio.

State of Ohio Union County, ss.

On this the 3rd day of April 1930. personally appeared before me the undersigned, notary Public, in and for said county, aforesaid V. D. McCrary who being duly sworn deposes and says that as Adv. of the Abi Color he is the plaintiff in the above entitled cause; that this cause is one of those mentioned in Section 11292 of the General Code of Ohio; that the defendants Lucy Bright, Frank Ball, Charles Colver, Jean Colver and Edith Colver are non residents of the State of Ohio; that their addresses are as follows:

- Lucy Bright 179 Macclister Ave. St Paul, Minn.
- Frank Ball 1370 Summit St. " " "
- Charles Colver } 416 W. Huron St. Chicago Ill
- Edith Colver } " " " " " " "
- Jean Colver } " " " " " " "

that the plaintiff is unable to secure service of summons on any of the defendants and this affidavit is filed to secure service of summons by publication as provided by law.

V. D. McCrary

Sworn to before me, and subscribed in my presence, this 3rd day of April, 1930.

John W. Dailly Notary Public
JOHN W. DAILLY

Notice by Publication

Notice by Publication

Probate Court Union County, Ohio
April 3-1930.

This date came the plaintiff and filed an affidavit in the above cause, of action setting forth the defendants, Lucy Bright, Frank Ball, Edith Colver, Jean Colver, and Charles Colver, as non residents of the State of Ohio, and he is unable to secure service of summons, and it appearing to the Court that said affidavit is true and the above defendants are not residents of this state and the plaintiff is unable to secure personal service on any of them and said cause is one as set forth in Section 11292 of the General Code.

It is therefore ordered, that the Plaintiff proceed with advertising in the Marysville Tribune once a week for four consecutive weeks setting forth the nature of the action, the prayer of the petition, Case number and time for answer and time of hearing of the petition.

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Notice

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Vertical text on the right edge of the page, partially cut off, including words like 'Notice', 'M...', 'in...', 'here', 'an', 'of', 'the', 'of', 'the', 'and', 'the'.

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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It is further ordered that said affidavit and this entry be placed upon the journal.

W. H. Snodgrass, Probate Judge

Notice

Notice of Summons.

Probate Court, Union County, Ohio.

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 do hereby consent to the sale of the Real Estate described in the petition in said action according to prayer of the same.

Lily Bright

Frank Ball

W. H. Snodgrass

Notice

Notice of Summons

Probate Court, Union County, Ohio.

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.

Ethel E. Jenkins

Edna Embrey

Notice

Notice.

Lily Bright, 179 Macalester Ave. St. Paul, Minnesota

Frank Ball 1570 Summit St. " " "

Blades Color.

Edna Color

Jean Color

each of 416 W. Huron St. Chicago, Ill.

will take notice that V. D. McEary, adm. of the estate of Abe Color, deceased, on the 3rd day of April, 1932, filed his petition in the Probate Court of Union County, Ohio, Case No. 11795, alleging the personal estate of the decedent is insufficient to pay her debts and costs of Administration; that she did in fee simple of the following described real estate to-wit:

Situated in the County of Union, State of Ohio, and in the Township of York, to-wit:

The north one-half of the following farms, to-wit:

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

11795-

Bring a lot of two acres of land adjoining the village of Summerville, on the north bounded on the east by the Mansville and Denton pike; on the north by A. J. Smith's lot of two acres; on the east by lands of John Johnson, deceased; on the south by lands of John Johnson, deceased, and lot no. 48 in the village of Summerville and bring the north one-half of the above described lot, being one acre, more or less, and the same premises conveyed by deed to Wm. M. Smith by Lemuel W. Smith, an ad.

Being the same premises as recorded in vol. 66, page 346 deed record of Union County, Ohio.

The prayer of the petition is, that said estate be sold to pay the debts and costs of administration. Lucy Bright, Frank Ball, Charles Colver, Edith Colver, & Jean Colver, are hereby notified that they have been made parties defendant to said petition and are required to answer the same on or before the 3-day of May, 1930.

V. D. McCray, ad.

John P. Darby attorney

Apr. 5th 1930

State of Ohio, Union County, ss

Ad

Personally appeared before me, Lena Huber and made solemn oath that the notice a copy of which is hereto attached was published for four consecutive weeks on and next after April 5th 1930, in the Mansville Tribune, a newspaper of general circulation in the county aforesaid.

Lena Huber,

Sworn to before me and signed in my presence this 28. day of April 1930

Apr 28 14⁷⁵

J. M. Huber, Notary Public

Probate Court, Union County, Ohio,

May, 5-1930.

Finding sale necessary, and,

Ordering appraisement

Finding sale necessary

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 the statements and allegations in said petition are true. That said A. J. Colver died with no widows. And the Court being satisfied that it is

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11795 necessary to sell the real estate of said Abi Colver described in the petition to pay her debts.

It is ordered that J. W. D. Smith, F. L. Reynolds and George Green three suitable and judicious disinterested men of the vicinity of said real estate who are freeholders in and they hereby are appointed to appraise said lands 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 10 day of May, 1930 and this cause is continued.

W. H. Husted

Probate Judge

66. page 346
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Order of
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Order of appraisement

The State of Ohio, Union County, Probate Court.

To, V. D. Mc Brary, Adm. 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. of the estate of Abi Colver are Plaintiff and Ethel Jenkins, et al. are Defendants, you are commanded that by the oaths of D. W. Smith, F. L. Reynolds, and George Green 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. See description in Petition, also, legal notice

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 5 day of May, 1930.

W. H. Husted

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 7th day of May, 1930.
V. D. Mc Crary

Oath of appraisers

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 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. R. Reynolds, D. H. DeWitt, G. S. Guern. Appraisers

Sworn to before me and signed in my presence this 5th day of May, 1930.
V. D. Mc Crary

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 Seventy Dollars.

Given under our hands, this 5th day of May, 1930.
F. R. Reynolds, D. H. DeWitt, G. S. Guern, appraisers

Confirming appraisement

Confirming appraisement ^{and} ordering Private Sale,
Probate Court, Union County, Ohio.

May, 7 1930.

This day, this cause came on further to be heard, and it appearing to the Court that the appraisement heretofore ordered has been duly made, the same is hereby confirmed; said appraisement being Seventy Dollars.

and the plaintiff above named having given bond, dated March 20- 1930, in the sum of One Hundred Fifty Dollars with Fred W. Shipley and Eva Shipley sureties, conditioned according to law and approved by the Court; 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 now ordered, that said plaintiff

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Application to

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Affidavit of Disinterested Person.

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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proceed to sell said real estate free from any
down estate, at private sale, at not less than the
appraised value thereof and upon the following terms, to wit:
Cash on delivery of deeds.

W. H. Husted, Probate Judge

Application

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

Real Estate

Private Sale

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

1. That the price offered is more than said
property can be sold for at public sale.

2. That the expenses of advertising for public
sale would not warrant the offering of the
same at public sale.

3. That by private sale of the premises, the
estate can be settled more quickly with less expense.

4. That said premises is growing up in
weeds and needs immediate attention.

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

V. D. McCray, Adm.

The State of Ohio, Union County

V. D. McCray, being duly sworn, says that the
various matters set forth in the foregoing application
are true, as he verily believes.

V. D. McCray

Sworn to before me and signed in my presence,
this 7th day of May, 1930.

W. H. Husted, Probate Judge

Affidavit

Affidavit of Disinterested Person

Disinterested
Person

The State of Ohio, Union County

S. W. Engle, 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
whatsoever in the matters therein referred to

& 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 set forth
on the reverse side of this application, as he verily believes.

S. W. Engle

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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Brought to before me and signed in my presence this 7 day of May 1930.
W. W. Husted, Probate Judge

Order of sale

Order of Sale, free of Dower.
In the State of Ohio, Union County, Probate Court.
To V. D. M. Cooney Adm. of the estate of Abi Colver. 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 Adm. are Plaintiff and Ethel Jenkins 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 dower the following described premises to-wit:

Situate in the State of Ohio, County of Union and Township of York:

Being the north one-half of the following described premises:

Being a lot of two acres of land adjoining the village of Summerville on the north, bounded on the east by the Mangrove and Kenton Pike, on the north by A. J. Smith's lot of two acres, on the west by lands of John Johnson deceased, on the south by lands of John Johnson deceased, and Lot No. 48 in the Village of Summerville and being the north one-half of the above described lot, being one acre more or less and the same premises conveyed by deed to Wm. M. Smith by Samuel M. Smith as a dec.

Being the same premises as recorded in Vol. 66 pg 346 said record of Union County, Ohio.

Said sale to be private and upon the following terms: Cash on delivery of deed.

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

Witness my signature & the seal of said Probate Court at Mansfield, Ohio this 7 day of May 1930.
W. W. 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 7th day of May, 1930.

V. D. M^c Cray

Report of

Report of Sale Private

In obedience to the within order, I sold said premises on the 7th day of May, 1930, to Fred W. Shipley, for the sum of Seventy-nine and 50/100 Dollars said sum being over the appraised value of the same.

Dated the 7th day of May, 1930.

V. D. M^c Cray

The State of Ohio, Union County.

Each

The above named V. D. M^c Cray 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.

V. D. M^c Cray

Sworn to before me and signed in my presence this 7th day of May, 1930.

W. H. Husted, Probate Judge

Confirming
sale

Probate Court, Union County, O. May 7, 1930
Confirming Private Sale & Distributing Proceeds

Distributing
Proceeds

This cause came on this day to be heard upon the report of the plaintiff of sale to Fred W. Shipley for the sum of seventy-nine and 50/100 Dollars, so therefor ordered, and the proceedings appearing in all respects regular and in conformity to law they are hereby approved and confirmed.

And the said V. D. M^c Cray Adm. is ordered to execute and deliver to the said purchaser a good and sufficient deed for the premises so sold. And the Court comming now to distribute the proceeds of said sale amounting to \$79⁵⁰. It is ordered that said Adm. out of the money in his hands pay:

- First: To the Treasurer of this County the taxes payable and interest against said property: \$17⁴⁰
- Second: Costs & expenses \$62⁰⁵ as follows:
 - The costs amounting to a sum of \$46¹⁰
 - John W. Dairley attorney for Plaintiff \$20⁰⁰

W. H. Husted, Probate Judge

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO

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June 12
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Petition To Sell Land to Pay Debts.

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The

H.C. Black
atty.

The State of Ohio, Union County, ss.

Irvin Martin, Administrator
of the estate of
Minnie K. Martin, deceased.
Plaintiff.

Petition for sale of
Land to pay Debts.

Irvin Martin,
Helen M. Robertson
E. and B. Robertson
her husband
of Helen M. Robertson.

Blyde K. Martin, a minor.
17 years of age.
Defendants.

The above plaintiff represents that he is the duly appointed, qualified and acting administrator of the estate of Minnie K. Martin deceased, late of this county; that the amount of valid debts due from said estate is,

Three hundred and seventy five dollars, as nearly as can be ascertained, a Schedule whereof is given below, and made part hereof; that the charges of administration of said estate, including administrator's commission and compensation and attorney fees, will amount to about \$200- that the said decedent left no personal estate, so from that source there is nothing to pay said debts and charges.

Petition

The Plaintiff further represents that said decedent died seized in fee simple of the following described real estate:

The undivided one-half interest in lot No. (13) thirteen in the Village of Plain City, County of Union and State of Ohio, as the same is known, numbered and designated on the recorded plat at the recorder's office, Mansville, Ohio.

Plaintiff represents that said real estate was appraised by the appraisers of the personal estate, in accordance with an order of this Court and that the amount of said appraisement is Fifteen Hundred Dollars.

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The said decedent died leaving the defendant, Irvin Martin, her widow, who is - years of age, and is entitled to dower in said premises; that the defendant, Helen M. Robertson, of lawful age, and Clyde H. Martin is minor, 17 years of age, are the children of said decedent and her only heirs at law having the next estate of inheritance in said premises; and that Earl B. Robertson is the husband of Helen M. Robertson.

Wherefore plaintiff prays that the dower of said widow in said premises may be assigned and set off to her or the value thereof paid to her in money out of the proceeds of sale as she may elect; that the interests of all defendants may be adjusted and protected; that the plaintiff may be authorized to sell said premises according to the statute in such cases made and provided; and for all other and further orders and relief to which he may be entitled in law and equity.

Schedule of Debt

Jay D. Ferguson undertaker \$325.00
Cemetery charges 50.00
\$375.00

State of Ohio, Madison County ss.

I, Irvin Martin, the plaintiff above, in the foregoing petition being duly sworn, say that the various matters and things set forth in said petition are true to the best of my knowledge and belief.

Irvin Martin

Known to before me, and signed in my presence by the said Irvin Martin, this 12th day of June 1924.

Howard C. Black
Notary Public

Filing Petition

In the Probate Court of Union County, Ohio
June 12 - 1924
Case No. 11600.

Journal Entry

This day came the plaintiff Irvin Martin ad. of the estate of Minnie H. Martin & presented to this court his petition, duly verified, praying an order for the sale of real estate of the said Minnie H. Martin deceased.

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO

11600

to pay 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

minor

Return of Summons in Petition to Sell Real Estate Probate Court Union County, Ohio.

We the undersigned parties defendant to the Petition in the above entitled action do each of us hereby raise 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 also consent to said sale without regard to time or place of sale.

Ervin Martin, Helen M. Robertson, Earl B. Robertson

Answer of Guardian ad litem

Answer of Guardian ad litem Probate Court Union County, Ohio No. 11593

And now come the said minor defendants to the petition in said cause by William J. Porter 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 11th day of July 1929.

Blyde H. Martin

By William J. Porter

Guardian ad litem

Application for app. of Guardian ad litem

Application for appointment of Guardian ad litem Probate Court Union County, Ohio July 11-1929

The undersigned Edward Black makes application for the appointment of a Guardian ad litem for the minor defendant in the above entitled case.

The defendant Blyde H. Martin the son of

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fourteen years and has been duly served with summons herein, and has neglected for twenty days after the return of the summons, to apply for a guardian ad litem.

The undersigned suggests, that William J. Porter who is a suitable person, be appointed, as such Guardian ad litem.

Respectfully

Howard L. Black,

att'y. for plaintiff.

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Guard. ad litem

Probate Court, Union County, O. July 11-1929
vs. 115-93

appointment of Guardian ad litem

This day Howard Black, 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 Clyde H. Martin the age of fourteen years, and has been duly and legally served with summons herein.

It is ordered that William J. Porter be and he hereby is appointed Guardian for the suit, for said minor defendant.

And now comes the said William J. Porter and in open court accepts said appointment.

W. H. Husted, Probate Judge.

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

The said Plaintiff represents, that it would be for the best interests of the said estate of the said Quinn H. Martin deceased, to sell the real estate described in the petition in this case, at private sale, for the following reasons:

Real estate in the said village of Plain City has not had a sale for some time back, and to sell at private sale gives the administrator more time to find buyers and could probably get more, as the said real estate must sell, at private sale, for the full appraisement or more, which under present conditions would not be realized at public sale.

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

Quinn Martin ad'r. of estate of
Quinn H. Martin, dec'd

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO

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The State of Ohio, Madison County.

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

Irvin Martin

Sworn to before me and signed in my presence this 14 day of January 1930.

Howard C. Black, Notary Public
HOWARD C. BLACK

Affidavit of Disinterested Person.

Affidavit of Disinterested Person.

The State of Ohio, Madison County.

C. D. Perkins and H. B. Walker, 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 the said Minnie K. Martin, deceased, to sell real estate at private sale than at public sale for reasons stated therein as they verily believe.

C. D. Perkins
H. B. Walker.

Sworn to before me and signed in my presence this 14 day of January 1930.

Howard C. Black, Notary Public
HOWARD C. BLACK

Order of Private Sale.

Probate Court, Union County, Ohio.

July 11- 1930.

Order for Private Sale, etc.

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 Minnie K. Martin died did leave a widow entitled to dower in her 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 Minnie K. Martin 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

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interests of said estate to sell real estate described in the petition at private sale. It is therefore further ordered that said Irvin Martin as such administrator proceed to sell said real estate free of donor at private sale for not less than the appraised value thereof on the following terms to-wit: Costs in hand on day of sale

And said petitioner is ordered to make return to this Court immediately after such sale is made & this cause is continued.

W. H. Husted, Probate Judge

Answer

Answer of Widow

Widow

And now comes Irvin Martin 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 Irvin Martin deceased and as such is entitled to dower in the premises described in said petition that his age is 62 years and he freely consents to said sale as prayed for on behalf of the assignment of dower in said premises by metes and bounds or in parts and profits and asks the Court that said premises may be sold from from his dower estate therein and that the value of such dower estate may be allowed and paid him in lieu thereof out of the proceeds of the sale by such sum of money as the Court deems the just and reasonable value of his dower interest in said real estate Irvin Martin

Oath

The State of Ohio, Madison County, Irvin Martin being duly sworn says that the statements in the foregoing answer are true as he verily believes.

Sworn to before me and signed in my presence this 14. day of March. 1930.

Howard C. Black, Notary Public.

Order of sale

Order of Sale from Donor

The State of Ohio, Union County, Probate Court, To Irvin Martin adm. of the estate of Irvin H. Martin deceased. To-wit:

In obedience to an order and decree of the Probate Court within said for said County made

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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this day in a certain cause, wherein you as said administrator as aforesaid are Plaintiff and Irvin Martin et al. are Defendants you are commanded to proceed according to law to sell at public sale for not less than 2/3 the appraised value thereof free from the debt of Irvin Martin widow of Minnie M. Martin deceased the following described premises to wit:

The undivided one-half interest in lot no (13) thirteen in the village of Plain City County of Union and State of Ohio as the same is known numbered and designated in the recorded plat at the recorder's office, Mansfield, Ohio.

Said sale to be on the premises Plain City Ohio a. to be upon the following terms: cash in hand: Ten per cent deposit on day of sale by the purchaser 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 5 day of April 1930. 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 13-1930. Irvin Martin

Report of sale

Report of Sale

In obedience to the within order I duly advertised the real estate therein described for sale in the Union County Journal a newspaper printed and of general circulation in Union County Ohio where said real estate is situate for at least 5 consecutive weeks prior to the 10 day of May 1930 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 P.M. I attended at the place of sale and offered said real estate for sale for the above estate of Irvin Martin therein when Grace Reinhart bid to pay for the same the sum of One thousand and fifteen (\$1115.00) Dollars which being the highest and best bid that was offered being more than 2/3 of the appraised value of said premises I then and there sold the same to her for that sum. Irvin Martin Dated 13 May 1930.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Legal Notice

It appearing to be for the best interest of this estate that additional advertising be placed in the Plain City advocate the same is hereby ordered in the amount of \$5-30 and to be taxed up in the costs of this action.
W. H. Husted, Probate Judge

Filed
June 23
1930

State of Ohio, Union County ss
Personally appeared, before me, Madrea Gordon and made solemn oath that the notice, a copy of which is hereto attached was published for 5 consecutive weeks on and next after April 7-1930 in the Union County Journal, a newspaper of general circulation in County aforesaid
Madrea Gordon,
known to before me and signed in my presence
this 6 day of May 1930.
B. B. Gaumer
Printers Fees \$9.75

Notice

Adm. Sale of Real Estate.
In pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale at public auction on Saturday the 10 day of May, A.D. 1930 at 2 o'clock P.M. on the premises in Plain City, Ohio the following described premises to-wit:
The undivided one-half of Lot No. (13) Thirteen in the village of Plain City, County of Union State of Ohio, as the same is known numbered and designated on the recorded plat at Mansfield Ohio.

Said property is appraised at \$1500.00
Terms of sale with 10 per cent deposit by purchaser on day of sale.
Irvin Martin adm.
of the estate of Minnie K. Martin dec'd.

Howard C. Black, atty.

The other undivided one-half of said premises is owned by said Irvin Martin and will be sold at the same price as the one-half herein offered by said Irvin Martin as adm.
Irvin Martin.

April 7-5 m.

MC MANUS-TROUP CO., T. J. EDO, OHIO-79204

MC MANUS-TROUP CO., TOLLEDO, OHIO

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Probate Court, Union County, Ohio.

May 13- 1930.

Orders of Confirmation, Distribution

Orders of Confirmation
Distribution

This day this cause came on to be heard on the report of Irvin Martin ad. of the estate of Minnie K. Martin 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 Minnie K. Martin, deceased, in said real estate to the purchaser Grace Pinchard upon said purchaser paying to said ad. cash in hand for 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 One thousand and fifteen Dollars, and the said Irvin Martin widow having by answer herein waived the assignment of dower in said premises by sale and bounds, or in rents and profits ^{law} 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 \$156.⁵⁷

It is further ordered, that said ad. out of the money in his hands pay:

First
To the Treasurer of this County the sum of \$ -
Taxes penalty and interest thereon against said property

Second. The costs and expenses incurred in the sale of said property, including attorney fee of \$60⁰⁰ the percentage of said amount of sale, herein, amounting to the sum of \$60⁰⁰

Third.
To Irvin Martin, widow the sum of \$156.⁵⁷
which the Court finds to be the value of his dower interest in said premises:

Fourth
It is further ordered, that the balance of said proceeds, amounting to the sum of \$ - - -
be accounted for by said administrator according to law.

MC MANUS-TROOP CO., TOLEDO, OHIO - 79204

And it is further ordered that this proceeding be recorded and that said petitioner pay costs out of the proceeds of said sale within ten days.
W. H. Husted, Probate Judge

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Sept. 13-1929
F. H. Roy, Secy.
Atty.

Petition To Sell Real Estate.
In the Probate Court of Union County, Ohio.
Case No. 11647
of
The Estate of W. B. DeGood,
deceased.
Plaintiff.
vs.
Pearl DeGood, Forest J. DeGood,
An. Oliver DeGood, adults.
Defendants.

Petitioner.

The Plaintiff represents that he was on the 18 day of May, 1929, duly appointed & qualified adm. of the estate of W. B. DeGood, deceased, late of Union County Ohio, and is still acting as such administrator; that the amount of debts due from the deceased, is approximately Five Hundred Dollars (\$500.) as near as they can be ascertained, consisting of funeral expenses, doctor bill, grocery and coal bills, insurance taxes and etc; that the charges of administration of said estate will amount to about \$100; that the only personal effects of said estate consisted of \$75.00 in the Richmond Banking Co. and \$105.00 deposited in the Farmers Deposit Bank, both of Richmond, Ohio, according to the Schedule E. of the Inventory and Appraisement of said estate, and that the same are wholly insufficient to pay the debts and costs aforesaid.

The plaintiff further represents that said W. B. DeGood died seized in fee simple of the following described real estate, to-wit:

First Tract:

Situated in the village of Richmond County of Union and State of Ohio, and bounded and described as follows:

Being all of Lot no. 578 in Morris H. Hill's Addition to the said Village of Richmond, Ohio.

For a more particular description reference is hereby made to the records of the plat of said Addition duly recorded in the Recorder's office, at Mansfield, in said County.

Second Tract:

Situated in the village of Richmond, County

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

Union and State of Ohio, and bounded and described as follows:

Being a strip of land (1) one pole wide adjoining west end of Lot No. 578.

Said strip of land being 66 1/2 feet long and bounded on the west by Grassy Run Ditch.

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, from any dower estate therein, and that the amount of said appraisement is \$500.

Plaintiff has given bond as such Administrator in the sum of \$1000.

The said decedent died leaving the defendants, Pearl D. Good, Forrest J. D. Good, and Omer D. Good as the only children and heirs at law of said decedent, having the next estate of inheritance from said W. B. D. Good, deceased, in said premises.

There are no liens on said estate by way of mortgage, levy, mechanics lien or otherwise and the said W. B. D. Good, deceased, left no widow entitled to dower therein.

Wherefore, plaintiff prays that he may be authorized and ordered to sell said real estate under the former appraisement and without additional bond to pay the debts of said decedent and the costs of administration, for all other proper orders and relief in the premises.

F. L. Roy, Atty. for Plaintiff.

State of Ohio, Union County, ss

I, J. G. Zuppan, 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 & belief. J. G. Zuppan.

Sworn to before me & signed in my presence, this 13 day of Sept. 1929.

F. L. Roy, Atty.,
Notary Public
F L E R O Y A L L E N

MC MANUS-TRUP CO., CLEVELAND, OHIO-79204

Journal Entry: Filing Entry: Petition.

This day came the plaintiff J. G. Zuppan, ad- of the estate of W. B. DeGood, and presented to this court his petition, duly verified, praying an order for the sale of real estate of W. B. DeGood, and presented to this court his petition, duly verified, praying an order for the sale of real estate of the said W. B. DeGood, 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. & this cause is continued.

W. B. DeGood, Probate Judge

Warrant of Summons

Probate Court, Union County, Ohio, No. 11647

On the undersigned, parties Defendant to the Petition in the above entitled action, do each of us hereby waive the issuing and service of Summons, & voluntarily enter our appearance, as such Defendants, and do hereby consent to the sale of the real estate described in the petition in said action according to the prayer of the same.

July 17, 1930.

- Forest J. DeGood.
- Omer DeGood
- Reard D. DeGood.

Order for Private Sale.

Probate Court, Union County, Ohio, July 17 - 1930.

This day this cause came on to be heard upon the petition, evidence and testimony & 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 A. B. DeGood 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.

It is ordered, that another appraisement

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

And the court being satisfied that it is necessary to sell the real estate of said W. B. DeFord 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 J. G. Zuppan, as such Administrator proceed to sell said real estate, part of down, at private sale for not less than the appraised value thereof on the following terms, to-wit: to-wit:

Cash on hand upon delivery of deeds-

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.

No. 11647

Application

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

1. To save expense of advertising
2. The value of the property is small.
3. The value, condition and location of the property is such that the same can be better sold to a private buyer than at a public auction at which no bidders would be found.
4. A satisfactory offer has been received for the purchase of the property from the only person who has shown any interest in purchasing the same.

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

J. G. Zuppan, admr of the estate of
W. B. DeFord, deceased.

The State of Ohio, Union County.

J. G. Zuppan, being duly sworn, says that the various matters set forth in the foregoing Application, are true as he verily believes.

J. G. Zuppan.

Sworn to before me, & signed in my presence this 17

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

17. day of Feb. 1930. F. LeRoy Allen. Notary Public

Affidavit of Disinterested Person
The State of Ohio, Union County.

Myron A. Miller, Bent Cabell, and D. Sidle,
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.

Myron A. Miller
Bent Cabell
D. Sidle

Sworn to before me, and signed in presence this
17. day of Feb. 1930.

F. LeRoy Allen, Notary Public
F. L. R. ALLEN

Order of Sale Free from Debt
Probate Court.

To J. G. Zupfaw, Adm. of the estate of A. B. De Good, 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
are Plaintiff and Forest De Good 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 following described
premises to-wit:

Situated in the village of Richmond County of
Union and State of Ohio, and being all of lot no. 578
in Morris W. Hill's addition to said village of Richmond.

Also a strip of land one (1) pole wide and
adjoining west end of lot no. 578

Said strip of land, being 66 1/2 feet long and
bounded on the west by Grassy Run ditch.

Said sale to be cash for land upon
delivery of Deed.

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

Witness my signature and the seals of said
Probate Court at Marysville, Ohio, this 17. day of
February, 1930.

[Signature]

W. H. Husted

Probate Judge

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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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 17 day of July, 1930.
J. G. Zuppan, adr-

Report of Sale - Private
In obedience to the within order, I sold said premises
on the 17 day of July, 1930, to Forest J. DeGood,
for the sum of Five Hundred Dollars, said sum
being the appraised value of the same.
Dated July 17-1930.
J. G. Zuppan, adr-

The State of Ohio, Union County.
The above named J. G. Zuppan being duly sworn
says that the sale above reported has been made after
diligent to obtain the best price for said property
and that said sale is for the highest price he could get
for said property.
J. G. Zuppan, adr-

Sworn to before me and signed in my presence this
17 day of July, 1930. F. Leroy Allen, Notary Public.
F. LEROY ALLEN.

Probate Court, Union County, Ohio, July 17-1930.
Confirming Private Sale and
Distributing Proceeds.
This cause came on this day to be heard upon
the report of the plaintiff of sale made to Forest
DeGood for the sum of Five Hundred Dollars as
herein before ordered, and the proceedings appearing
in all respects regular and in conformity to law,
they are hereby approved and confirmed.
And the said J. G. Zuppan adr. is ordered to
execute and deliver to the said purchaser a good
& sufficient deed for the premises so sold.
And the Court coming now to distribute the
proceeds of said sale, amounting to \$500.⁰⁰
the said Forest DeGood having elected to pay
the same in cash, of the Court approving the
same, as being for the best interest of said estate)
It is ordered that said adr. out of the money
in his hands pay:
First
To the Treasurer of this County, the taxes

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

jeansety and interest against property, to wit: the sum

of \$49.⁸⁹

The court costs amounting to the sum of \$29.⁵⁰

F. LeRoy Seem, attorney fees, the sum of \$30.⁰⁰

Fourth:

To. adv. fees. \$46.⁸⁰

It is ordered, that the balance of said fund, amounting to \$344.⁸¹, be accounted for by said administrator according to law.

W. W. Whelid, Judge

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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July 13- 1930

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MC MANUS-TRUPP CO., TOLEDO, OHIO-79204

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

Paul M^cGray, administrator
of the estate of
Sarah A. English deceased,
Plaintiff.

vs. 11753^{1/2}
Civil action

Paul M^cGray

fund.
administrator

Emory M. English,
Blady. Phelps
Loris Lenton
Thomas Lenton
Joseph Lenton
Hattie Lenzel
Bennett Henderson
Union County Savings
Loan Co.

Petition to Sell Real Estate

Petitioner.

Defendants.

Petitioner

The Plaintiff represents that Paul M^cGray, the duly appointed and qualified administrator of the estate of Sarah A. English late of Richmond Union County Ohio deceased, that the amount of debts due from the deceased, is Three Hundred Dollars or near as they can be ascertained that the charges of administration of said estate will amount to about Fifteen Dollars, and that the total value of the personal estate and effects of said deceased is now being wholly insufficient to pay the debts and costs aforesaid.

The Plaintiff further represents that said Sarah A. English died seized 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:

Beginning at a point in the middle of the west end of Blagrove Street, and in the west line of the original plat of said village; thence in a southerly direction with the line of the first alley south of said Blagrove Street; thence in a northerly direction parallel with said west line of the original plat of said village to a point in a line with the center of said Blagrove Street where it extends westward thus far; thence in an easterly direction with the center of said street until it is extended 66 feet to the place of beginning, containing more or less of an acre, more or less.

The said decedent died leaving the defendant Emory M. English her widow who is entitled to dower in said premises; that the defendants

11753^{1/2}

MC MANUS-TROUP CO., TOLEDO, OHIO-79704

MC MANUS-TROUP CO., TOLEDO, OHIO-79704

11753 1/2 Gladys Phelps, Lewis Fenton, Thomas Fenton, Joseph Fenton, Mattie Ingal, and, Blanche Hendrickson, are the only next of kin and heirs of said decedent, having the next estate of inheritance from said Sarah A. English, deceased, in said premises that the defendants, The Union County Savings and Loan Co.

The Plaintiff therefore prays that the dower of said Emory M. English in said premises may be assigned and set off to him; that the rights, interests and claims of the said Union County Savings and Loan Co. 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, according to the Statute in such case made, and provided, and for all other proper orders or relief in the premises.

Pearl M^cHenry

The State of Ohio, Union County.

Oral

Pearl M^cHenry, the petitioner 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.

Pearl M^cHenry

Sworn to before me and signed in my presence, this 13 day of Feb., 1930.

W. H. Husted, Probate Judge.

Filing Petition

Journal entry: Filing Petition to Sell Real Estate in the Probate Court, Union County, Ohio, Feb. 13 - 1930.

This day came the plaintiff Pearl M^cHenry, Adm. of the estate of Sarah A. English, and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said Sarah A. English 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

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MC MANUS-THROUP CO., TOLEDO, OHIO-79201

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Answer of Widower
Probate Court, Union County, Ohio.
vs. 11753.

Answer of Widower
And now comes Emory M. English 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 said
Dorale M. English deceased and as such is entitled
to dower in the premises described in said petition
that his age is ----- 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 premises
may be sold free from his dower estate therein
and that the value of such dower estate may be
allowed and paid in lieu thereof out of the proceeds
of the sale by such sum of money as the
Court deems the just and reasonable value of
his dower interest in said real estate.

Emory M. English

Oath

The State of Ohio, Union County.
Emory M. English being duly sworn says the
statements in the foregoing answer are true as he
truly believes.

Emory M. English

Sworn to before me and signed in my presence this
14th day of July, 1930.

W. H. Huelid Probate Judge

waiver

Waiver of Summons & Consent to Sale
Probate Court, Union County, Ohio.
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 Petition.

July 14-1930.

Mrs. Gladys Phelps
Mrs. Manchie Hendrickson
Mr. Lewis Lenton

Summons

Summons

The State of Ohio, Union County. Probate Court.
To the Sheriff of Van Wert County:
You are commanded to notify Thomas Lenton

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Final Record, Union County Probate Court

MC MANUS-TRUFF CO., T. MEDO, OHIO-79204

MC MANUS-TRUFF CO., TOL

319. W. Franklin St. Van Wert, Ohio. that on the 13-day of Feb. A. D. 1930.

Pearl McElroy Adv. of the estate of Sarah English 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 March, 1930, 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 March, 1930.

Witness my hand and the seal of said Court, on this 21-day of Feb. 1930. W. H. Husted, Probate Judge.

Sheriff's Return

The State of Ohio, Van Wert County,

Received this writ Feb. 24-1930 at 8. A. M. and pursuant to its command on the 25-day of Feb. 1930 I served the within named Thomas Lenton by personally handing to him, a true and certified copy hereof, with all endorsements thereon

A. L. Fleck, Sheriff.
By: B. Greenwald, Deputy.

Sheriff's Fee

Service 75
Miles 24 Total 99

Summons

To the Sheriff of Allen County,

You are commanded to notify Mattie Turst 601. North Union St. Lima - that on the 13-day of Feb. 1930, Pearl McElroy Adv. of the estate of Sarah A. English 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 29-day of March 1930, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 10-day of March, 1930.

Witness my hand and the seal of said Court, this 26-day of Feb. 1930.

W. H. Husted, Probate Judge

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MC MANUS-TROUP CO., TOLEDO, OHIO-79201

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Sheriff's Return
The State of Ohio, Allen County,
Received this writ July 27-1930. at 9. A. M. and
pursuant to its command on February 27-1930. I
served the writ on named Mattie Turpel, by leaving
for her at her usual place of residence a true
and certified copy thereof with all the
endorsements thereon.

Berg. S. Miller. Sheriff
By L. C. Gamble Deputy

Fees
Service 45
2 miles 16
Copy 10
Postage 2 Total \$1.53

Summons.

The State of Ohio, Union County, Probate Court,
You are commanded, to notify Joseph Tenton,
at Ohio City, your County, that on the 13
day of Feb. 1930. Reas. M. H. H. adv. of the estate
of Sarah A. English, 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 29 day of March, 1930,
said petition will be taken as true, and an
order granted accordingly.

Said Sheriff will make due return of this
writ on the 10- day of March, 1930-

Witness my hand, and the seal of said
Court, this 26- day of Feb. 1930.

W. H. Husted,
Probate Judge

Sheriff's Return

The State of Ohio, Van Wert County,
Received this writ Feb 27-1930. at 3 P. M.
I pursuant to its command, on the 28 day of Feb.
1930. I served the writ on named Joseph
Tenton by personally handing to him a true
and certified copy with all endorsements thereon.

A. L. Fleet. Sheriff
By B. Greenwald. Deputy

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

11753 1/2

Fees
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Order of appraisement.

Journal entry: Order appraisement.
 Probate Court, Union County, Ohio.
 Jan. 13 - 1930.

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 and that the statements and allegations in said petition are true. That said Emory W. English widow of said Sarah A. English is entitled to his dower in said real estate; that said widow 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 said dower estate therein and the Court being satisfied that it is necessary to sell the real estate of said Sarah A. English described in the petition to pay her debts.

It is ordered that Russell Banks, Norman C. Borm and C. C. Jarvis three suitable & judicious disinterested men of the vicinity of said real estate, who are free traders be and they hereby are appointed to appraise said lands. At their true value in money free from the dower estate of said Emory W. English therein.

It is further ordered that said appraisers be sworn as required by law and after word upon actual view perform the duties required of them & make return of their proceedings in writing to this Court on or before the 20. day of June, 1930. and this cause is continued.

W. W. Knott, Probate Judge

Probate Court, Union County, Ohio

June 17 - 1930.
No. 1175-3 1/2

Confirming appraisement

Ordering Private Sale

Confirming appraisement & ordering Private Sale.
 This day this cause came on further to be heard, and it appearing to the Court that the appraisement heretofore ordered has been duly made, the same is hereby confirmed: said appraisement being Two Hundred and fifty Dollars per of dower estate herein of Emory W. English, widow of Sarah W. English, dec'd.

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Order of appraisement

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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And the plaintiff above named having given bond in a sufficient amount at time of appointment conditioned according to law, and approved by the Court; 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 now ordered that said plaintiff proceed to sell said real estate for of said donor estate at private sale at not less than the appraised value thereof and upon the following terms to wit: Cash in hand at time of sale or upon delivery of deed.

W. Husted Probate Judge.

Order of appraisement

Order of appraisement

The State of Ohio, Union County.

Probate Court.

To C. L. Jarvis, Russell Banks, and Norman C. Bown.

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 Advs. of the estate of Sarah A. English are Plaintiff and Emory W. English et al. are Defendants, you are commanded that by the oaths of Norman C. Bown and C. L. Jarvis and Russell Banks, 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 & appraisement to be made according to law, of the following described premises free from the donor estate of Emory W. English. to wit:

Situated in the County of Union, State of Ohio, & in the village of Richmond, to wit:

Beginning at a point in the middle of the west end of Blagrove Street and in the west line of the original plat of said village; thence in a southerly direction with the line of the first alley south of said Blagrove Street; thence in a northerly direction parallel with said west line of the original plat of said village to a point in a line with a center of said Blagrove Street where it extends westward thus far; thence in an easterly direction with the center of said street where it so extended sixty six (66) feet to the place of beginning containing 1/5 of an acre more or less.

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Final Record, Union County Probate Court

MC MANUS-THROUP CO., CLEVELAND, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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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 13th day of June 1930.

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 the 17th day of June 1930.

Pearl M. Hony

Order

Oath of appraisers

The State of Ohio Union County

of appraisers

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.

Norman L. Bown

C. C. Jarvis

Russell S. Banks

Appraisers

Given to before me and signed in my presence this 16th day of June 1930.

Pearl M. Hony, ad-

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 Richmond Ohio Two hundred and fifty dollars to said donor estate.

Given under our hands this 16th day of June 1930.

Norman L. Bown, C. C. Jarvis, Russell S. Banks

Appraisers

Application to

Application to Sell Real Estate at Private Sale, Probate Court, Union County, Ohio, No. 11753 1/2

Sell at Private sale

Application

The said Plaintiff represents that it would be for the best interests of the said estate to sell the real estate described in the petition in this case at private sale for the following reasons the valuation is very low and that the expense of a public sale would be too great.

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

Pearl M. Hony, ad-

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MC MANUS-THOUF CO., TOLEDO, OHIO-79204

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The State of Ohio, Union County.
Pearl M. Dwyer being duly sworn, says, that the various matters set forth in the foregoing application are true as he verily believes

Pearl M. Dwyer

Sworn to before me and signed in my presence this 20 day of June, 1930.

W. H. Husted, Probate Judge

Affidavit of Disinterested Person.

The State of Ohio, Union County.

D. E. Ogden and R. C. Peet 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, now, for the interest of the said estate, to sell said real estate at private sale, then at public sale, as they verily believe.

D. E. Ogden, R. C. Peet.

Sworn to before me and signed in my presence this 20 day of June, 1930.

W. H. Husted, Probate Judge

Order of Sale.

Free of Dower.

The State of Ohio, Union County, Probate Court.
To Pearl M. Dwyer adm. of the estate of Sarah A. English, Deceased;

In obedience to an order and decree of the Probate Court within and for said county, made this in a certain cause wherein you as adm. are Plaintiff, Mrs. Emory M. English, 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 Emory M. English, widow of Sarah A. English, deceased the following described premises to wit:

Situated in the County of Union, State of Ohio, & in the village of Richmond, to wit:

Beginning at a point in the middle of the West end of Blagrove street and in the West line of the original plat of said village; thence in a southerly direction with the line of the fish alley south of said Blagrove street, thence in a northerly direction parallel with the West line of the original plat of said village to a

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

11753 1/2 point in a line with the center of said Blagrove street, where it extends westward thus far: thence in an easterly direction with the center of said street where it so extended 66 feet to the place of beginning, containing one-fifth of an acre, more or less.

Said sale to be free of the dower of Emory W. English and to be upon the following terms: cash in hand upon delivery of deed.

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

Witness my signature and the seal of said Probate Court at Mansfield, Ohio this 20-day of June, 1930.
W. D. 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 the 20-day of June 1930.

Pearl M. Gray, adr.

Report

Report of Sale Private.

of sale.

In obedience to the within order, I sold, said premises on the 20-day of June, 1930, to the Union County Savings Co., Loan Co., for the sum of \$250.00 said sum being the appraised value of the same.

Pearl M. Gray, adr.

Oath

The State of Ohio, Union County

The above named Pearl M. Gray 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.

Pearl M. Gray, adr.

Sworn to before me, and signed in my presence, this 20-day of June, 1930.

W. D. Husted, Probate Judge

Probate Court Union County, O. June 25-1930
Confirming Sale.

Confirming Sale

This day this cause coming on to be heard on the return of Pearl M. Gray, adr. of the estate of Sarah A. English deceased, of his proceeding in said under the former order of this Court; the Court having carefully examined said

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

1175 1/2 return, and being satisfied that such sale has
 in all respects been regularly and legally made
 Confirmation It is ordered that the same be and hereby is
 is approved and confirmed; and it is further
 ordered that said Pearl M^c Elroy as such
 Administrator make to the purchaser The Union
 County Savings and Loan Company a good and
 sufficient deed for the premises so sold.

It is further ordered that this proceeding be recorded
 and that said Pearl M^c Elroy pay costs \$13⁰⁰-
 W. H. Kestel, Probate Judge

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11833,
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Petition for sale of Real Estate to Pay Debts,
Probate Court, Union County, Ohio,
No. 11833.

Nellie Kayser, adx.,
of the estate of
Clara A. Jordan,
deceased.
Plaintiff

Civil Action

Petition to Sell Real Estate

Norton Jordan,
Edward Jordan, and
Antonia Lary

Petition

Defendants.

The Plaintiff represents that she is the duly appointed and qualified adx. of the estate of Clara A. Jordan, late of Union County, Ohio, deceased; that the amount of debts due from the deceased is

Eight Hundred thirty seven⁰⁰/₁₀₀ Dollars as near as they can be ascertained.

Dr. James W. Sinder	medical services	\$ 131. ⁰⁰
Morris and Francker	undertakes	388.
Wm. J. Leonard & Son	coal	10.
Estate of Kurrigunda Braun	rent	258.75
Braun Bros	groceries	50.
		<u>\$ 837.⁷⁰</u>

Petition

that the charges of administration of said estate said amount to about -- 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 represents that said Clara A. Jordan died seized in fee simple of a one-fourth interest of the following described real estate situated in the County of Union, State of Ohio, and in the village of Marysville, to wit:

Being the west one-half of In-lots 113-120 on East 5th St. (formerly East Center Street) in said village of Marysville. For a more complete description of said lots reference is made to the original plat of said village.

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 that the amount of said appraisement is \$1750.⁰⁰.

The said decedent died leaving the defendant

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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Norton Jordan, his widow who is entitled to dower in said premises: that the defendants Edward Jordan, and Antonia Lury are the only heirs of said decedent, having the next estate of inheritance from said Clara A. Jordan, deceased, in said premises.

The Plaintiff therefore prays, that the dower of said Norton Jordan, in said premises, may be assigned and set off to him; that the rights, interests and heirs of the said Plaintiff 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 and clear from said dower according to the statute in such case made, and provided and of or, all other proper orders and relief in the premises.

Cameron and Cameron,

Attys. for Plaintiff

The State of Ohio, Union County.

Nettie F. Kayser the petitioner 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.

Nettie F. Kayser,

Sworn to before me and signed in my presence, this 22 day of May, 1930.

Wm. R. Cameron, Notary Public

Journal Entry: Filing Petition to Sell Real Estate in the Probate Court, Union County Ohio.

May 22nd 1930

no. 11833.

Filing

Filing.

This day came the plaintiff Nettie F. Kayser and presented to this Court her petition, duly verified praying an order for the sale of real estate of the said Clara A. Jordan 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

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., CLEVELAND, OHIO - 72701

MC MANUS-TRUP CO., TOLEDO, OHIO - 72701

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Wainor of Process ^{Ans.} 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 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 heard at such
 time as may be by the Court ordered.

Horton Jordan
 Antonia Lary
 Edward Jordan

Answer
 of
 Widower

Answer of Widower.
 Probate Court Union County Ohio.

And now comes Horton Jordan 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 said Clara A.
 Jordan deceased and as such is entitled to dower
 in the premises described in said petition that his age is
 64 years and that as such widower 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
 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 lieu thereof
 out of the proceeds of the sale by such sum of
 money as the Court deems the just and reasonable
 value of his dower interest in said real estate.

Horton Jordan

On the

The State of Ohio Union County
 Horton Jordan being duly sworn says that
 the foregoing answer is true as he truly believes.
 Horton Jordan

Sworn to before me and signed in my presence this
 26 day of May 1930.

Wm. Husted

Probate Judge

Application
 in

Sell at

Private sale

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

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

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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As administratrix she has received an offer of \$1,800⁰⁰ for said real estate, which is more than the appraised value thereof, and is more than said real estate would probably bring if offered for sale at public sale and she therefore asks for an order authorizing her to sell said real estate at private sale.

Nellie F. Kayser. adx.

The State of Ohio, Union County.

auth

Nellie F. Kayser. Being duly sworn, says that the various matters set forth in the foregoing application are true, as he truly believes.

Nellie F. Kayser.

Sworn to before me and signed in my presence this 31st day of May, 1930.

W. H. Husted, Probate Judge

affidavit
Disinterested
Persons.

Affidavit of Disinterested Persons.

The State of Ohio, Union County.

Andrew Baker, John L. Schneider & Cornelius Robinette 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 estate to sell said real estate at private sale than at public sale, as they truly believe.

Andrew Baker.

John L. Schneider
Cornelius Robinette

Sworn to before me and signed in my presence this 26th day of May, 1930.

W. H. Husted, Probate Judge

Probate Court, Union County, Ohio

May 31- 1930.

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 Clara A. Jordan, deceased, did leave a will and was entitled to dower in the estate to be sold, and an appraisement of such estate is contained in the inventory. It is ordered, that

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11833

another appraisement to and hereby is dispensed with. And the Court being satisfied that it is necessary to sell the real estate of said Clara A. Jordan 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 Nettie F. Kayser, 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

Order of sale.

Order of Sale Free from Dower.

The State of Ohio, Union County.

Probate Court.

To Nettie F. Kayser, Adm. of the estate of Clara A.

Jordan, 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 said Adm., are Plaintiff and Norton Jordan 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 Norton Jordan, widow of Clara A. Jordan, deceased, the following described premises to wit:

being a one-fourth interest in the following described real estate situated in the County of Union, State of Ohio in the village of Marysville.

Being the West one-half of L. lots No. 113 and 120 on the East Fifth Street (formerly East Center Street) in said village of Marysville for a more complete description of said lots reference is made to the original plat of said village.

Said sale to be private and upon the following terms cash in hand.

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, 1930.

W. H. Husted Probate Judge

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Return

Report of Private Sale

Order

Approving and confirming

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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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 this 31 day of May, 1930.
Nellie F. Kayser.

Report of
Private

Sale

Report of Sale, Private

In obedience to the within order, I sold said
premises on the 31 day of May, 1930, to
Herman W. Brown and George P. Brown for the
sum of \$1800 - the appraised value of the same -
Dated 31 day of May, 1930.

Nellie F. Kayser, adx.

Oath

The State of Ohio, Union County
The above named Nellie F. Kayser 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 F. Kayser.

Sworn to before me, and signed in my presence
this 31 day of May, 1930.

W.H. Husted, Probate Judge

Approving
and
confirming

Journal Entry: Order Approving & Confirming Sale -
Probate Court Union County, Ohio.
May 31-1930.

This day this cause coming on to be heard on the
report of Nellie F. Kayser, adx. of the estate of Clara A.
Jordan, dec'd of her proceedings and sale under the
former order of this Court: 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
& interest of the said Clara A. Jordan in said
real estate to the purchasers, Herman W. Brown
& George P. Brown.

It is further ordered, that this proceeding be recorded & that
said petitioner pay the costs \$13.00

W.H. Husted, Probate Judge -

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11861

July 1-1930
J. W. Darley
atty.

Petition for Sale of Real Estate to Pay Debts.
Probate Court, Union County, Ohio.
Pearl M. Gray, as Adm.
of the Estate of
Flora Thomas, Deceased.

Plaintiff

v.

Winnis Koch.
Herman Howard, Adm.
Eldon Smart.
Adm.

The Union County Savings & Loan Company.
Defendants.

Petition to Sell Real Estate

No. 11861.
Civil Action

Petition

The Plaintiff represents that he is the duly appointed and qualified administrator of the estate of Flora Thomas, late of Union County, Ohio, deceased; that the amount of debts due from the deceased, is \$850.00 as near as they can be ascertained
Union County Savings and Loan Company Mortgage \$783.00
Funeral expenses & etc. approximately \$80.00

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, being wholly insufficient to pay the debts and costs aforesaid.

The Plaintiff further represents that said Flora Thomas 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 Dover, to-wit:
Situated in Survey no. 5497

Tract no. 1. Being bounded and described as follows:
The part of the following description intended to be conveyed, is 10 acrs. more or less and is all on the south side of the road, except 2 1/2 acrs. less or more conveyed to Luther Steiner on the south side of said Blue Creek Road, and is a part of a 35 acre tract sold and conveyed by Matilda Warner by deed dated March 13-1897, and recorded in Vol. 71, page 734-5, Union County Record of Deeds, beginning at a stake and stone in the north line of Lot No. 10 of the subdivision of said Survey no. 5497, and south east corner of Matilda Warner's land; thence with the east line of said land north 5-15' west 139 poles to a

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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stake corner of said land, in the south line of Rachel Black's land: Thence with said line north 84 30' east 38.50 poles to a stake northwest corner to Rachel J. Perkins land: Thence with the west line of said land south 5 15' East 116 poles to a stone in the Blues Creek Road: Thence with said road south 75 35' east 15 poles to a stake: Thence south 58 30' east 20.40 poles to a stake: Thence south 86 45' east 25.60 poles to a stake corner to said Rachel J. Perkins land, in the north line of said lot no. 10: Thence with said line south 83 45' west 93.40 (93.40) poles to the beginning.

containing 35 acres more or less.

The number of acres being conveyed is 10 acres more or less.

Tract no. 2

Being situated in Survey no. 5497 Beginning at a stone in the center of the Stiner Grand Road at the north east corner of a 2.80 acre tract sold by Ralls Guy to Alvin Cook: Thence with the center of said road south 71 30' rods to a stake and south 83 30' east 6.56 rods to a stake over the center of an iron culvert being the north west corner of said Guy 10 acre tract: Thence with the west line of said tract 5 30' east 32.10 poles to a post in the north line of Ralls Cook's land: Thence with said line south 85 west 20.40 poles to a post at the south west corner of Alvin Cook's 2.80 tract: Thence with the east line of said tract north 2 east 37.70 poles to the beginning.

containing 3.80 acres more or less.

Tract no. 3

Beginning at the point of intersection of the Easton Grand Road with the Stiner Grand Road: Thence with the center line of the Stiner Grand Road south 48 east 13.36 poles to a stake and south 66 30' east 4 poles to a stone and brick at the north west corner of the Ralls T. Guy tract of 3.80 acres: Thence with the west line of said tract south 2 west 37.70 poles to a post in the line of Ralls Cook's land: Thence with said line south south 85 west 8.40 poles to a stone in the center of the said Easton Road: Thence with the center of said Easton Road north 4 30' west 49.10 poles to the place of beginning.

containing 2.80 acres of land more or less.

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11861

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 \$800-

That said decedent died leaving no widow entitled to dower in said premises; that the defendants Minnie Est. Herman Donald and Eldon Smart are the only next of kin of said decedent having the next estate of inheritance from said Flora Thomas deceased in said premises that the defendants The Union County Savings and Loan Company claims some interest by way of mortgages on said premises.

The Plaintiff therefore prays that the rights interests & claims of the said The Union County Savings & Loan Company may be fully determined, adjusted and protected according to equity & that your petitioner may be authorized and ordered to sell said real estate free from liens according to the statute in such case made & provided and for all other proper orders and relief in the premises

John H. Daily atty for Plt.

Oath

The State of Ohio, Union County
Pearl M. Droy the Petitioner named Plaintiff being duly sworn says that the various matters & things set forth in said petition are true to the best of his knowledge and belief.

Pearl M. Droy
Sworn to before me and signed in my presence
this 1 day of July 1930.

John H. Daily Notary Public

Filing

In the Probate Court of Union County, Ohio.
July 1- 1930.
Case no. 11861

Journal entry
Filing Petition to Sell Real Estate.

This day came the plaintiff Pearl M. Droy as adv. of the estate of Flora Thomas and presented to this Court his petition duly verified praying an order for the sale of real estate of the said Flora Thomas deceased to pay the debts and the costs of administering the estate of the said decedent.

Whereupon it is considered & ordered by this Court that the said petition be filed and that due and legal notice of the filing hereof be given.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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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. W. Husted Probate Judge

waiver

Waiver of Summons.

Probate Court Union County, Ohio.

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.

July 1 - 1930.

The Union County Savings & Loan Co.
Carl M. Gray, Secy.

waiver

Waiver of Summons. Petition to Sell Real Estate.
Probate Court Union County, Ohio.

The undersigned party defendant to the Petition in the above entitled action, do hereby consent to the sale of the Real Estate described in the Petition

July 1 - 1930.

Elden Sweet.

waiver

Waiver of Summons.

Probate Court Union County, Ohio.

No 11 21

The undersigned party defendant in above Petition, hereby consents to the sale of the Real Estate described in said action

Wm. H. Beck.

waiver

Waiver of Summons.

Probate Court Union County, Ohio.

The undersigned party defendant in above Petition hereby waives the issuing & service of Summons, & hereby consent to the sale of Real estate

July 1 - 1930.

Herman Sonard.

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11 861

Cross-Petition of The Union County Savings & Loan Co.
Probate Court, Union County, Ohio

Cross-Petition now comes the defendant, The Union County Savings and Loan Co. Loan Company, a corporation duly organized under laws of the State of Ohio, with the place of business at Mansfield, Ohio.

This defendant says that Flora Thomas, and her husband Alonzo Thomas, each now deceased, on the 1st day of February 1927, executed and delivered to the defendant, The Union County Savings and Loan Company their certain promissory note in the principal sum of \$700.00 with interest at the rate of 7 percent per annum, payable semi-annually on the 1st day of January, and July, each, and every year and the same is now due and owing on said note the sum of \$683.00 with interest thereon at the rate of 7 per cent per annum from the 1st day of July, 1930.

That at the time of delivery of said note aforesaid and to secure the same, the said Flora Thomas, and Alonzo Thomas, executed and delivered to this defendant, The Union County Savings and Loan Company their certain mortgage deed, conveying the true tracts of real estate described in the petition of the plaintiff herein.

That said mortgage deed was on the 2nd day of February, 1927, at 10:05 a.m. duly left for record in the recorder's office of Union County, Ohio, and duly recorded in Book 95 page 17 of the records of mortgages on the 4th day of July, 1927, and thereby became, and still is, the first valid and subsisting lien on the premises described in the petition.

This defendant says that said mortgage provides, among other things, that if any of the installments of payments, therein mentioned, or any part thereof remain unpaid for eight weeks after the same shall become due, said mortgage shall become absolute.

This defendant avers that said weekly installments provided for in said mortgage have remained unpaid for more than eight weeks after the same has become due, and that by reason of which the defendant, The Union County Savings & Loan Company, exercises its option and said mortgage has become absolute.

Therefore, The Union County Savings & Loan Co. prays that said real estate may be sold, as prayed for in the petition, and the interest of this defendant

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MC MANUS-TRUP CO., TOLEDO, OHIO-79201

11 861

May be protected and upon sale of said estate it may be paid out of the proceeds thereof to the amount of its mortgaged lien and its costs herein expended.
John W. Daily atty. for the Union Co. S. L. Co.

State of Ohio, Union County, ss.

Coste

Real M^r Droy being duly sworn says he is the secretary of the Union County Savings and Loan Co. and duly authorized in the premises to make this affidavit that the facts stated and allegations made in the foregoing cross petition are true, as he truly believes
Real M^r Droy.

Sworn to before me and subscribed in my presence, this 2-day of July, 1930.

Geo. John W. Daily, Notary Public.

Entry

Entry

This day this cause came on to be heard upon the petition of the plaintiff for the purpose of having the real estate therein described to pay the debts and costs of administering of the estate of the deceased and the answer and cross petition of the Union County Savings & Loan Co. and the Court being fully advised in the premises finds that all of said defendants have voluntarily entered their appearance herein and requested the sale as prayed for in the petition.

The Court finds that the allegations contained in the petition are true and that it is necessary to sell the real estate therein described to pay the debts of the deceased and costs of administration; that the said Flora Thomas died leaving no widow and no one is entitled to dower estate interest in said estate.

The Court further finds that Flora Thomas and Alonzo Thomas on the 1st day of January, 1927, executed and delivered to the defendant, The Union County Savings and Loan Co. Their mortgage deed on the premises described in the petition & that said mortgage was duly recorded in Vol. 93 page 17 of the records of mortgages of Union County, Ohio and thereby become and now is the first and best lien on said premises and there is due and owing the defendant The Union County Savings and Loan Company on said mortgage the sum of \$683.⁰⁰ with interest at the rate of 7% from the 1st day of July, 1930.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-7204

MC MANUS-TRUP CO., TOLEDO, OHIO-7204

11 861

The Court further finds that said real estate was appraised by the appraisers of the personal estate \$800.00 and the Court also finds that the bond heretofore given by the Administrator of the estate of Flora Thomas in the sum of \$2000.00 is sufficient.

It is therefore ordered that further appraisement and additional bond be dispensed with.

It is further appearing to the Court that it would be for the best interests of the estate that said premises be sold at private sale. It is now ordered that Pearl M. Gray as such admr. proceed to sell said estate at private sale for not less than the appraised value thereof for cash and that he make due return to this Court.

W. H. Husted, Probate Judge

Application to Sell Real Estate at Private Sale

Probate Court, Union County, Ohio
Application

application
to sell
at
Private Sale.

The said Plaintiff represents that it would be for the best interests of the said estate to sell

the real estate described in the petition in this case at private sale for the following reasons:

1st That the price offered for the same is more than the appraised value thereof and for cash.

2.

That an immediate delivery of said premises can be made to the purchaser without further expense of advertising and delay.

3 That said premises are now vacant and by immediate sale the same will be placed in the possession of a third party and by remaining vacant said property will decrease in value.

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

Pearl M. Gray, admr.

The State of Ohio, Union County.

oath

Pearl M. Gray being duly sworn says that the various matters set forth in the foregoing application are true as he truly believes.

Pearl M. Gray.

Sworn to before me and signed in my presence this 10th day of July, 1930.

W. H. Husted

Probate Judge

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Order for
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MC MANUS-TRUFF CO., TOLEDO, OHIO-79204

11861

Affidavit of Disinterested Person,
 The State of Ohio, Union County.
 E. H. Hammer, W. C. Dallingus, being duly sworn, says,
 that they know the facts set forth in the
 application to which this affidavit is attached
 that they have no interests whatever in the matters
 herein referred to, and that it is more for the
 interest of said said estate to sell said real
 estate at private sale than at public sale
 for the reasons set forth in this application
 as they verily believe.

E. H. Hammer
 W. C. Dallingus

Sworn to before me, and signed in my presence
 this 10. day of July, 1930

W. H. Husted, Probate Judge

Probate Court, Union County, Ohio

July, 11-1930

Order for Private Sale

Order for
 Private Sale

This day this cause came on to be heard upon the
 petition evidence & 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 statement and
 allegations in said petition are true. That said
 Elmer Thomas, 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.

It is ordered that another appraisement
 be and hereby is dispensed with, and the Court
 being satisfied that it is necessary to sell real
 estate of said Elmer Thomas described in the
 petition to pay her debts, and it being made
 to appear to the Court upon satisfactory evidence
 that it must be more for the interest of said
 estate to sell real estate described in the
 petition at private sale.

It is therefore further ordered, that said
 Paul M. Fry as such adv. 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

MC MANUS-TRUFF CO., T. LEBD, OHIO-79204

MC MANUS-TRUFF CO., TOL

11861 This Court immediately after such sale is made, and this cause is returned

Order of Sale

W. H. Husted, Probate Judge -
Order of Sale, Free from Dower.
The State of Ohio, Probate Court, Union County,
To Pearl M. Hony, Executrix:

In obedience to an order and decree of the Probate Court within and for said County made this day in a certain cause wherein I am as Adm. of the Estate of Flora Thomas, an Plaintiff and Minnie Cook 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 any one.

Situated in the Township of Dover (Surrey Co. 5-497) County of Union and State of Ohio. To wit: see description of land in application.

Said sale to be upon the following terms: cash in hand on delivery of deed.

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 11 day of July 1930. 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 the 11 day of July 1930.

Pearl M. Hony.

Adm.

Report of Sale

Report of Sale

In obedience to the within order I sold said premises on the 11 day of July 1930 to M. R. Perry for the sum of \$725.00 said sum being over the appraised value of the same.

Pearl M. Hony, Adm.

Dated July 11-1930.

The State of Ohio, Union County.

The above named Pearl M. Hony 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 the could get for said property.

Pearl M. Hony, Adm.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11 861 Confirming Private Sale and Distributing Proceeds
July 11 - 1930

Confirming
Sale

This cause came on this day to be heard upon the report of the plaintiff of sale made to M. R. Perry for the sum of \$825⁰⁰ as hereinbefore ordered, and the proceeding appearing in all respects regular and in conformity to law they are hereby approved and confirmed. And the said Court of Probate is ordered to execute and deliver to the said purchaser a good and sufficient deed for the premises so sold.

It is further ordered that satisfaction of the mortgage given the Union County Savings and Loan Company herein set forth in the petition be entered on the records thereof in the office of the recorder of Union County, Ohio, when it is duly recorded.

And the Court coming now to distribute the proceeds of said sale amounting to \$825⁰⁰ (the said M. R. Perry having elected to pay the same in cash and the Court approving the same, so being for the best interest of said estate:

It is ordered that said ad. out of the money in his hands pay:

First
To the Treasurer of this County the taxes, penalty and interest against said property to wit: the sum of \$26.⁶³

Second:
The costs and expenses incurred in the sale of said property amounting to the sum of \$55.⁰⁵ as follows:

a. The Court costs amounting to the sum of \$30.⁰⁵
c. John H. Daily atty. for Pelt. the sum of \$25.⁰⁰

Fourth: To the Union County Savings Bank the note on mortgage set forth and described in their cross-petition herein the sum of \$685.⁷⁰ which the Court finds to be the amount due them:

It is ordered that the balance of said fund amounting to \$57.⁶⁰ (?) be accounted for by said Administrator according to law.

W. H. Husted, Probate Judge

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11812
April 21-
1930

Petition To Sell Real Estate
Probate Court, Union County, Ohio.

Gwyn Sanders,

Mrs. Callie Donneligan, guardian
of
James William Alexander,
Callie Donneligan
Plaintiff

Case No. 11812.

vs.
Her Ward, James William Alexander
Charles Curtis Alexander, and
George Washington Alexander
Defendants.

Petition To Sell Real Estate.

The plaintiff represents that she is the duly appointed and qualified guardian of James William Alexander, now of the age of 47 years, and residing at the State Hospital for the Insane located at Columbus, Ohio, that she was appointed such guardian by the probate court of Union County on the 2 day of May, 1928.

Plaintiff says that it is necessary to sell the real estate owned in fee by the said ward herein afterward described in this petition for the following reasons, to wit:

1. The personal estate of the said ward is insufficient for his support and maintenance.

2. The present condition of the real estate makes it impossible to rent or lease the same and the ward does not have sufficient amount of money or property to place the premises in such a condition whereby they may be leased or rented to his advantage.

3. The proceeds from this sale would be invested in safe securities whereby they would yield a reasonable rate of interest and thereby return an income for the support of said ward.

Plaintiff says that said ward is the owner in fee simple of the undivided one-fourth interest of the following described real estate, situated in the County of Union, State of Ohio, and in the Township of Blairhome, to wit:

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

Beginning at angle in the Township of Road S.W. corner of lands of the estate of Burgess Lown, deceased; thence along the south line thereof 61 ⁷/₁₀₀ poles to a stake; thence N. 16° W. 60 poles to a stake; thence S. 74° W. 61 ⁷/₁₀₀ poles to the middle of the road; thence S. 60 rods to the place of beginning, containing twenty-four and sixteen hundredths acres of land.

The plaintiff has received no money whatsoever in rent from all the real estate of her ward, and has expended \$24⁰⁰ in taxes on said real estate.

There are no liens whatsoever upon said real estate.

Wherefore plaintiff believes it will be for the interest of said ward to sell said real estate and re-invest the money arising therefrom in notes, secured by a mortgage upon real estate, or otherwise.

Wherefore the plaintiff prays that she may be ordered to sell said real estate and re-invest the money and proceeds arising therefrom accordingly.

Callie Mulligan, Gen. and Plaintiff

Gordon Sanders, atty. for Plaintiff

State of Ohio, Union County, ss-

Personally appeared before me Mrs Callie Mulligan who being duly sworn says: that she is the plaintiff in the foregoing petition and the facts stated therein are true as she truly believes.

Callie Mulligan.

Subscribed before me this 17th day of April, 1930.

Gordon Sanders.

Gordon Sanders, Notary Public

Journal Entry: Order Fixing Time of Hearing for notice, Probate Court, Union County, Ohio.

This day Callie Mulligan Gen. of James William Alexander 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 7 day of May, 1930. at 1. P. M.

It is further ordered that said guardian

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

cause notice thereof, and of the filing and demand of said petition, to be given to said James William Alexander the Ward, and to Charles Curtis Alexander, George Washington Alexander and Nellie Mulligan, 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, - days before said day of hearing, and this cause is continued.

W. H. Husted, Probate Judge -

Receipt

To the Court:

Issue summons in the above entitled cause directed to the Sheriff of Shelby Co. To Charles Curtis Alexander (address Houslan Ohio) endorse the same, "Action for the sale of real estate, by the guardian of James William Alexander" and make the same returnable according to law.

George Sanders, atty. for Plaintiff.

Waiver of Summons.

Probate Court, Union County, Ohio.

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.

May 5 - 1930.

G. W. Alexander

Nellie Mulligan, by her attorney of Record, George Sanders.

Summons on Petition To Sell Real Estate.

The State of Ohio, Union County, Probate Court.

To the Sheriff of said County,

you are commanded, to notify James William Alexander, an inmate of the Columbus State Hospital and Dr. W. H. Orchard Supt. of said Hospital,

that on the 21 day of April, A. D. 1930, Nellie Mulligan Guardian of James William Alexander, 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 in making the proceeds of said sale to a better advantage for said Ward.

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

and that unless they answer by the 7 day of May, 1930, said petition will be taken as true, and an order granted accordingly said Sheriff will make due return of this writ on the 30 day of April, 1930.

Witness my hand and seal of said Court this 23 day of April, 1930. *End*

W. W. Husted, Probate Judge

Sheriff's Return

The State of Ohio, Franklin County
Received this writ April 24-1930.

at 9 o'clock A.M. and pursuant to its command on April 24-1930. I served the writ named James William Alexander, and Dr. W. H. Richard, his legal custodian by personally handing to each of them a true and certified copy of this writ with all the endorsements thereon.

Mary T. Paul, Sheriff
Franklin Co. Ohio

By J. W. Enoch, Deputy

FRS.

Sev. & ret. 75
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Summons on Petition to Sell Real Estate.
The State of Ohio, Union County, Probate Court.
To the Sheriff of Shelby Co. Ohio.

You are commanded, to notify Charles Curtis Alexander P. O. Houston, Ohio, that on the 21 day of April, 1930 Lucie Mulligan, Guardian of the James W. Alexander 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 reason that it will be for the best interest of said ward, and that unless they answer by the 21 day of June, 1930, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 2 day of June, 1930.
Witness my hand and seal of said Court this 19 day of May, 1930. *End*

W. W. Husted, Probate Judge

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

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Sheriff's Return

The State of Ohio, Shelby Co.

Received this writ May 22-1930, at 9 o'clock A.M. and pursuant to its command May 22-1930, I served the within named Charles Curtis Alexander by personally handing to him a true copy with all the endorsements thereon.

W.C. Dilborn, Sheriff
By: Fred A. Blanson, Deputy

Probate Court, Union County, Ohio
July 7 1930.

Finding Sale necessary, and ordering appraisement.

Finding Sale necessary or ordering appraisement

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, 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 James William Alexander described in the petition to pay his debts, and for his support.

It is ordered that J.P. Sidle, Guy Delle and Eugene Hill, 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, for and from the donor estate of said James William Alexander therein.

It is further ordered that said appraisers to show 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 5 day of July, 1930. This cause is continued.

W.C. Dilborn, Probate Judge

Application to sell Real Estate Private sale

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

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

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affidavit of disinterested Person

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Order on approving Bond

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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1. Plaintiff has a prospective buyer for the premises.
2. The property being a undivided interest would be difficult to sell at public auction.
3. It will be possible to receive the appraised value of the property at a Private sale-

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

Callie Mulligan Esq. Jas. Wm Alexander

Order

The State of Ohio, Union County.

Callie Mulligan being duly sworn, says that the various matters set forth in the foregoing application are true, as she truly believes.

Callie Mulligan

Known to before me this 17 day of July 1930.

Ernest Sanders Notary Public

affidavit

of Disinterested Person

Affidavit of Disinterested Person.

The State of Ohio, Union County.

R.C. Peck, D. H. Davis & Robert Allen, 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 James William Alexander to sell said real estate at private sale than at public sale, as they truly believe.

R. C. Peck.

D. H. Davis

Robt. Allen

Known to before me and signed in my presence this

17 day of July 1930.

Ernest Sanders Notary Public

Order on Approving Bond

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

July, 19th 1930.

This day this cause came on for the to be heard & it appearing to the Court that the said Callie Mulligan the plaintiff above named, has given bond as hereafter ordered, in the sum of Seven Hundred Two Dollars, with James Price and Albert E. Webb, free holders, as sureties, it is ordered that said bond be and hereby is approved.

And it being made to appear to the Court, upon

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TO

11512 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 Carrie Mulligan as such guardian proceed to sell said real estate at private sale for not less than \$355.00 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

W. W. Mottled, Probate Judge

Order of Appraisement

Order of appraisement

The State of Ohio, Union County.

Probate Court.

To Mrs. Carrie Mulligan. 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 James William Alexander are Plaintiff and James William Alexander et al. are Defendants, you are commanded that by the oaths of J. P. Bidler, Fay Lytle, and Eugene Hill, 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 the docket estate of

Being the undivided 1/4 interest in the following described Real estate.

Situated in the County of Union State of Ohio and in the Township of Blairtown.

Beginning at angle in the Township Road S.W. corner of lands of the estate of Burgess Lorr, deceased; thence along the South line thereof 61 7/100 poles to a stake; thence N. 16° W 60 poles to a stake; thence South 74° 61 7/100 goes to the middle of the road; thence South 60 rods to the place of beginning.

Containing twenty three and sixteen hundredths acres of land.

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 July, 1930.

W. W. Mottled.

Probate Judge

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Order of Appraisement

Appraiser's Return

Bond

Vertical text on the right margin, including names and dates, partially obscured.

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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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 3rd day of July, 1930.

Ballie Mulligan

By her atty. Eugene Sanders

Oath of appraisers

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. Lytle, Eugene Hill, J. P. Hill & appraisers

Sworn to before me and signed in my presence, this 7th day of July, 1930.

E. Eugene Sanders Notary Public

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 Three Hundred and fifty-four Dollars -
given under our hands, this 7th day of July, 1930.
T. Lytle; J. P. Hill; Eugene Hill, appraisers

Bond

Guardian's Bond

Know all men, by these Presents: That Mr. Ballie Mulligan, James P. Hill and Agent E. Hill, are held and firmly bound unto the State of Ohio, in the sum of \$710⁽⁰⁰⁾ for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors & administrators.

Signed by us, and dated at, Richmond, Ohio, this 18th day of July, 1930.

The Condition of the above obligation, is, such, that, whereas, the above bound Ballie Mulligan, was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of James William Alexander,

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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and whereas The said Callie Mulligan 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 Three Hundred fifty-five Dollars.

And whereas said Court on the 17 day of July 1930 made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

Bond

Now if the said Callie Mulligan 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.

Callie Mulligan
James Price
Albert E. Webb

In presence of
Mrs. James Price
and
Ada Webb

This Bond approved in open Court this 19 day of July 1930.

W.D. Husted

Probate Judge

Order

Order of Sale.
The State of Ohio, Union County, Probate Court.
To Callie Mulligan, Guardian of James William Alexander,
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 of James William Alexander, are Plaintiff
vs. James William Alexander, Charles Curtis Alexander et al. as Defendants, you are commanded to proceed according to law to sell at private sale for not less than \$355.00 the appraised value thereof, the following described premises, to wit:

The undivided 1/4 interest in the following situated in the County of Union, State of Ohio.
vs. Township of Blairtown,
Beginning at an angle in the Township

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MC MANUS-TROUF CO., TOLEDO, OHIO - 79204

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Road, S.W. corner of the estate of Burges Linn deceased, thence, along the south line thereof 61 7/100 poles to a stake; thence N. 76° W. 60 poles to a stake; thence S. 74° W. 61 7/100 poles to the middle of the road; thence S. 60 rods to the place of beginning, containing 23 1/100 acres of land.

Said sale 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 Mansfield, Ohio, this 19th day of July, 1930.

W. W. 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 the 19th day of July, 1930.

Bessie Mulligan

Report of

Report of Sale

Sale. In obedience to the within order, I duly sold the above described property to Charles Mulligan for three hundred fifty-five dollars, which being the appraised value of said premises.

Bessie Mulligan

Dated the 19th day of July, 1930.

Probate Court, Union County, O. July 20 - 1930.

Proceeding to Sell Real Estate.

Confirming Sale.

Confirming Sale

This day this cause coming on to be heard on the return of Bessie Mulligan guardian of the estate of James William Alexander, deceased, of her 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 Bessie Mulligan as such guardian make to the purchaser Charles Mulligan a good and sufficient deed for the premises, as sold.

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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It is further ordered, that this proceeding be recorded and that said Lucie Mulligan pay costs

W. Donald Probate Judge

11877
July 30
1930

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

Petition to Sell Real Estate
Petitioner

W. M. Henry, Executor,
of the Estate of
Lydia A. Henry, Deceased,
Plaintiff

W. M. Henry,
Walter T. Rees,

Defendants.

The Plaintiff represents that W. M. Henry the duly appointed and qualified Administrator of the estate of Lydia A. Henry late of Darby Township, Union County, Ohio, deceased, that the amount of debts due from the deceased is Four Hundred Dollars as near as they can be ascertained, of which the following is a Schedule, to-wit:

Funeral expenses \$ 35.00
Doctor bill 5.00

that the charges of administration of said estate will amount to about Fifty 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 represents that said Lydia A. Henry 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 Darby, and part of Survey, No. 5139, and bounded by described as follows:

Beginning at a stone in the center of the Marysville and Plain City Grand Road, easterly corner to Ann Browns Land; thence, with the southerly line of said lands, S. 58° W. 49' 10" poles to a stone and brick in the north easterly line of Rachel Browns Land; thence with a line of said land S. 32° E. 14' 10" poles to a stone and brick, westerly

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

corner of the lands of Solomon Brown's land; thence with the north westerly line of said land N. 58° E. 51 1/2 poles to a stone and brick in the center of the road; thence with the center of said road N. 37° 15' W. 19 1/2 poles to the beginning.

Containing six (6) acres of land.

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 - - -

The said decedent died leaving the defendant H. M. Henry, widow, who is entitled to dower, in said premises; that the defendants

H. M. Henry and Walter T. Rice,

are the only heirs at law of said decedent having the next estate of inheritance from said Lydia A. Henry deceased, in said premises that the defendants

The Plaintiff therefore prays that the dower of said H. M. Henry in said premises may be assigned and set off to her; that the rights, interests and liens of may be fully determined, adjusted, and protected according to equity and that your petition 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 case made and provided laws, for all other proper orders and relief in the premises.

H. M. Henry
Grym Sanders attorney for Plaintiff.

The State of Ohio, Union County,
H. M. Henry, 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.

H. M. Henry

Sworn to before me and signed in my presence this 30 day of July, 1930.

W. H. Hustled, Probate Judge

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

In the Probate Court of Union County, Ohio.
July 30 - 1930.
Case no. 11877

Journal Entry

Filing Petition to Sell Real Estate.

This day came the plaintiff W^m M. Henry executor of the estate of Lydia A. Henry and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said Lydia A. Henry 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. W. Husted, Probate Judge

Answer of Widow

Probate Court, Union County, Ohio

And now comes W. M. Henry, 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 Lydia A. Henry deceased and as such is entitled to his dower in the premises described in said petition that his age is sixty-eight years.

And that he freely consents to said sale as prayed for, and waives the assignments 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 his dower estate therein, and that the value of such dower estate may be accorded and paid him in lieu thereof out of the proceeds of the sale, by such sum of money as the Court deems the just and reasonable value of his dower interest in said real estate.

W. M. Henry

The State of Ohio, Union County,

W. M. Henry hereby duly sworn, says that the statements in the foregoing answer are true, as he verily believes.

W. M. Henry

Sworn to before me and signed in my presence this 29 day of July 1930.

W. W. Husted, Probate Judge

MC MANUS-THOMP CO., TOLEDO, OHIO - 79204

Waiver

The undersigned party Defendant to the Petition in the above entitled action do hereby waive the issuing and service of summons and voluntarily enter appearance as such defendant and hereby consent to sale of real estate

July 31-1930

Walter T. Rees.

Probate Court, Union County, Ohio,
August 8-1930

Finding sale necessary and ordering appraisal. This day this cause came on to be heard upon the petition, evidence and testimony of W. M. Henry, executor of the estate of Lydia W. Henry 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 W. M. Henry widow of said Lydia W. Henry deceased, is entitled to his dower in said real estate: That said W. M. Henry 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 said dower estate therein. And the Court being satisfied that it is necessary to sell the real estate of said Lydia W. Henry described in the petition to pay her debts.

It is ordered that C. C. Jarvis, L. B. Couster, & Pearl M. Gray, 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 widows dower estate of said W. M. Henry, therein.

It is further ordered that said appraisers be sworn as required by law, and, after said appraisal, 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 August 1930.

This cause is continued.

W. W. Husted, Probate Judge.

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

Order of appraisement.

The State of Ohio, Union County.

Probate Court.

To W. M. Henry, 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 Lydia A. Henry, are Plaintiff and Walter Rees et al. are Defendants, you are commanded that by the oaths of C. C. Jarvis, F. B. Conter and Pease McIlroy judicious disinterested men of the vicinity not of kin to the petitioner, who are justices 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 from the above estate of W. M. Henry therein, to wit:

Situated in the County of Union, State of Ohio, Township of Jolly and part of Survey no. 5139, and bounded and described as follows. Beginning at a stone in the center of the Mangrove and Plain City Gravel Road, easterly corner to Arno Brown's land, thence with the southerly line of said land S. 58° W. 49 4/100 poles to a stone; and a brick in the north easterly line of Rachel Brown's land; thence with a line of said land S. 37° E. 19 1/100 poles to a stone and brick; westerly corner to the lands of Solomon Brown's land; thence with the north westerly line to said land N. 58° E. 51 1/100 poles to a stone and brick in the center of said road; thence with the center of said road N. 37° 15' W. 19 1/100 poles to the beginning containing six acres of land.

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 Mangrove Ohio, this 8. day of August, 1930. @

W. W. 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 19. day of Aug. 1930. W. M. Henry.

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

Order 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, C. C. Jarvis F. B. Conter, Peabody H. Long, Appraisers

Sworn to before me and signed in my presence, this 19 day of Aug. 1930.

W. M. Keener, 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 three hundred dollars four of said dollar state of W. M. Keener

Given under our hands, this 19 day of Aug. 1930. C. C. Jarvis, F. B. Conter, Peabody H. Long, Appraisers. Fee of appraisers \$2- per day each

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 27. day of September 1930 at 1. P.M. at its location in Doby Township, Union County, Ohio, the following described Real Estate situated in the State of Ohio, County of Union Township of Doby and part of Survey No. 5139, and bounded and described, as follows:

Beginning at a stone in the center of the main pile of Plain City Grand Road; easterly corner to Amos Brown's land; thence with the southerly line of said land south 58° west 49.40 to a stone and brick in the north easterly line of Rachel Brown's land; thence with a line of said land south 32° East 19.10 poles to a stone and brick; westerly corner to the lands of Solomon Brown's land; thence with the north westerly line to said land north 58° East 51.16 poles to a stone and brick in the center of said road; thence with the center of said road north 37° 15' West 19.14 poles to the beginning

Containing six acres of land. This property is on the good road and has a good house and barn on it

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

appraised at \$300⁰⁰ terms of sale - cash -
Wm. Henry Ex.
Ermyer Sanders attorney,

State of Ohio Union County ss.

Personally appeared before me, Madrea Gordon
and made solemn oath that the notice, a copy of which
is hereto attached, was published 4 consecutive weeks
on and next after Aug. 26th 1930, in the Union County
Journal, a newspaper of general circulation in
County aforesaid

Madrea Gordon,

known to before me and signed in my presence
this 4th day of Oct. 1930.

B. B. Garner.

Fees \$ 12⁰⁰

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 27th day of Sept. 1930, at 1 P.M. at its location
in Doby Township, Union Co. Ohio, the property described
Real Estate: (see above notice also Petition for description)

Appraised at \$300-
8-76-4A.

State of Ohio Union County ss.

Personally appeared before me, Madrea Gordon, and
made solemn oath that the notice a copy of which
is hereto attached, was published for 4 weeks
on and next after Aug. 26th 1930,
in the Union County Journal, a newspaper of general
circulation in County aforesaid.

Madrea Gordon,

known to before me and signed in my presence this
17th day of Sept. 1930.

B. B. Garner,

Fees \$ 12⁰⁰

Journal entry: Order, approving appraisement
for public sale -

Probate Court, Union County, Ohio,
August, 21 - 1930.

This day came the said Plaintiff, by his
attorney, and produced to the Court the report

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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MC MANUS-THOUF CO., TOLEDO, OHIO-79204

of an appraisement herein made by Beas Mr Henry
C. Jarvis and B. F. Coaster, 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.

The Court also finds that sufficient bond has been
given by the executor and additional bond is not
required at this time.

It is therefore further ordered, that said W^m M. Henry
as such Executor, proceed according to law to sell
the real estate described in the petition for from
DORR, at public auction, for not less than
 $\frac{2}{3}$ the appraised value thereof on the following
terms, to-wit:-

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 of general circulation
in Union County, Ohio, where said real estate is
situate.

and said petitioner is ordered to make return
to this Court immediately after such sale is made
& this cause is continued.

W. H. Hustid, Probate Judge

Order of Sale - Free from Dorr.

The State of Ohio Union County Probate Court.
In W^m M. Henry, adm. of the estate of Lydia W. Henry
Dec'd. Plaintiff.

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 Lydia W. Henry as Plaintiff
& Walter T. Rees 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 from the dorr of W^m M. Henry executor
of Lydia W. Henry deceased, the following
described premises, to-wit:

description see Petition.

Said sale to be public & to be upon the
following terms: - cash -

You will make return of your proceedings to this

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 29201

Opport for finish upon execution of this order.

Witness my signature and the seal of said

Probate Court at Waverly Ohio this 22. day of Aug. 1930.

Wm. M. Henry, 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, and will fully appear by the proceedings attached.

Wm. M. Henry.

Report of Sale.

In obedience to the within order, I duly advertised the real estate therein described for sale in the Union County journal, a newspaper printed and of general circulation in Union County, Ohio, where said real estate is situated, for at least 4 consecutive weeks prior to the 27. day of Sept. 1930, the day of sale therein mentioned; stating in the notice the time, place, and terms of sale, and on said day at hour of 1.0. m. I attended the sale and offered said real estate for sale from from the donor estate of Wm. M. Henry therein, when John A. Saffly bid to pay for the same the sum of \$225 - highest and best bid that was offered, and being more $\frac{2}{3}$ of the appraised value of said premises, I then and there sold the same to him for that sum.

Dated the 29. day of Sept. 1930.

Wm. M. Henry,

Erasmus Saffly, atty.

Probate Court, Union County, O. Sept. 29 - 1930.

Proceeding to Sell Real Estate.

Confirming Sale.

This day this cause coming on to be heard on the return of William M. Henry Executor of the estate of Lydia A. Henry 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 regularly and legally made.

It is ordered, that the same be and hereby is, approved and confirmed, and it is further ordered, that said William M. Henry, as such Executor, make to the purchaser, John A. Saffly, a good and sufficient deed for the premises so sold.

It is
and

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

It is further ordered, that this proceeding be recorded and that said Executor pay costs.

W.H. Husled, Probate Judge

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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Oct. 1-1930
R. C. Thrace,
att'y.

G. M. Haines

Guardian's Petition to Free Real Estate
Probate Court, Union County, Ohio

Guardian
Plaintiff

Petition

His ward,
Francis Woolens,
Kellie B. Woolens,
The Citizens Savings and
Savings Co. of
Marysville, Ohio.
Defendants.

The Plaintiff represents that he is the duly appointed and qualified Guardian of Francis Woolens of the age of 17 years on the 27 day of August 1930 and residing with father, Kellie B. Woolens, at Marion, Ohio.

That there is no personal property belonging to said ward.

Petitioner

That said Ward the owner in fee simple of the following described real estate situated in the County of Union State of Ohio and in the Vicinity of Marysville Town:

Being a part of Lot No. 232 and being 32 feet off the east side of thereof and extending in a northerly direction to 40 feet from the north end of said lot, reserving the right of ingress and egress over 3.5 feet off of the west side of said east described premises to the parties owning the remainder of said lot joining said strip, and granting to the grantee herein the right of ingress and egress over 3.5 feet of the side of said premises adjacent to said strip. Said strip of 7 feet to be used as a driveway by the parties owning on either side thereof jointly and in common: said parties to pay equally in making and maintaining said driveway.

Said real estate is worth annually \$150.00

That said plaintiff has received \$18.00 cents from the real estate of his ward.

That said Ward, Francis Woolens is aged 17 years and resides with her father Kellie B. Woolens and at present is in Marion, Ohio.

That Kellie B. Woolens, widow has

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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a down estate in said lands.
That the sale of said real estate is necessary because there are liens on said real estate which must be discharged. The said The Citizens Home and Savings Co. of Mansfield, Ohio, having a lien against said premises in the sum of \$1300.00 by way of mortgage

The plaintiff therefore prays that said Francis Woolens, Kellie B. Woolens and The Citizens Home and Savings Company of Mansfield, Ohio, 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.

G. M. Haines, Adm. of
Francis Woolens.

cert.

The State of Ohio, Union County.
G. M. Haines 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.
G. M. Haines.

Sworn to before me and signed in my presence this 29 day of September 1930.

Richard C. Drall, Notary Public
RICHARD C DRALL.

Filing
Dinner

Journal Entry: Order fixing Time of Hearing ⁱⁿ for notice.
Probate Court, Union County, Ohio.
October 1-1930.

This day G. M. Haines Guardian of Francis Woolens appeared in open Court and filed his petition duly verified, asking for the sale of real estate therein described belonging to his said Ward Francis Woolens

It is ordered that the time of hearing said petition be and hereby is fixed for the 25 day of October 1930 at 9. A.M.

It is further ordered that said Guardian cause notice thereof ⁱⁿ of the filing and demand of said petition to be given to said Francis Woolens, his Ward, ⁱⁿ to Kellie B. Woolens

all persons entitled to the next of 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

before said day of hearing ⁱⁿ this cause, is.

Continued.

W. H. Husted, Probate Judge

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-19204

MC MANUS-TROUP CO., TOLEDO

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Summons

Summons on Petition to Sell Real Estate
 The State of Ohio, Union County, ss.
 To the Sheriff of Union County, Greeting:
 You are commanded to notify Nellie B. Wolens, father of Francis Wolens, and Francis Wolens, making service of this summons upon her, and also upon their father; that they have been sued by G. M. Barnes Guardian of Francis Wolens, in the Probate Court of Union County, Ohio, and that unless she answer by the 24 day of Oct. 1930, the petition of the said Plaintiff for the sale of the real estate of said decedent therein described, for the payment of debts of said estate, 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 11 day of Oct. 1930.

Witness my signature and the seal of said Court
 this 4th day of Oct. 1930. *(Signature)*

W. D. Dusted, Probate Judge

Return Sheriff

Return

Sheriff's office, Union County, Ohio,
 Nov. 11 - 1930.

Received this within unit on the 9th day of Oct. 1930 at 1 P.M. and pursuant to its command, I served the same by delivering a copy of it with the indorsement thereon personally to the within named defendants, on the days here named, viz: Oct. 23 - 1930 to Kelly B. Wolens and Francis Wolens a minor Kelly B. Wolens being the father of said minor Francis Wolens.

J. B. Lingard, Sheriff

Sheriff's Fee

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Answer

Cross-Petition

Fees

Oct. 27-1930.

Answer & Cross-Petition of the Citizens Home and Savings Company of Mansville, Ohio

In the Probate Court, Union County, Ohio.
 Now comes the Citizens Home and Savings Co. of Mansville, Ohio and says that it is a corporation organized under and doing business under the provisions of the laws of the State of Ohio.

That on the 28th day of Sept. 1925, Larran L. Dilsen & Bessie Dilsen executed and delivered to this defendant their promissory note in the sum of Sixteen Hundred Dollars (\$1600⁰⁰) with interest at 7%.

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11 917 for amount, and payable at the rate of \$4⁰⁰ per month.

That in order to secure the payment of the said note and interest the said Lavern L. Dillon and Bessie Dillon executed and delivered to this defendant a mortgage on the premises described in Plaintiff's Petition, said mortgage being executed and delivered at the same time as the promissory note above mentioned.

That said mortgage was duly filed for record with the Recorder of Union County, Ohio, on September 28 1925, and was by him recorded in Volume 92, Pg. 261, of the mortgage records of Union County, Ohio, in the first ^{or} best lien against said premises.

That on the - day of 1926, the said Lavern L. Dillon and Bessie Dillon conveyed said premises by warranty deed to Lovina Wolens, deceased, the said Lovina Wolens having assumed and paid from that date the said weekly pay of \$4⁰⁰ upon said mortgage.

That there is still due to this defendant on said note and mortgage, the sum of \$1273.64

This defendant hereby waives the issuing and service of summons on it and enters its appearance herein and consents to the sale of said premises subject to its said mortgage.

Wherefore this defendant prays that its mortgage be declared a valid and subsisting against the said premises, and the first and best lien against the same in the sum of \$1273⁶⁴ and that the said premises be sold subject to its lien.

C. A. Hoopes, atty for the Citizens Home and Savings Co. Mansfield, O.

Oath

The State of Ohio, Union County, ss

C. A. Hoopes, being first duly sworn, says that he is one of the attorneys of record of the defendant, The Citizens Home & Savings Co. a corporation, and that the facts stated in the allegations contained in the foregoing pleading are as he truly believes true.

C. A. Hoopes.

Sworn to before me, and subscribed in my presence.

This 27 day of October, 1930.

Richard C. Hall,

Notary Public

Union Co. Ohio

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79201

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Answer of Widower.

Probate Court, Union County, Ohio.

Answer of widower

And now comes Kellie B. Wolens 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 said Louisa Wolens, deceased, and as such is entitled to his dower in the premises described in said petition, that his age is 52 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 profit 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 lieu thereof out of the proceeds of the sale by such sum of money as the Court deems the just and reasonable value of his dower interest in said real estate.

Kellie B. Wolens

The State of Ohio, Union County,

Oath

Kellie B. Wolens being duly sworn, says that the statements in the foregoing answer are true as he truly believes.

Kellie B. Wolens.

Sworn to before me, and signed in my presence, this 27th day of Oct. 1930.

Richard C. Krall Notary Public

Probate Court, Union County, Ohio.

Oct. 27-1930.

Finding sale necessary, and ordering appraisement.

Finding sale necessary

ordering appraisement

This day this cause came on to be heard, upon the petition evidence in testimony of 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 Kellie B. Wolens, widower of said Louisa Wolens is entitled to his 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 said dower estate therein. And the Court being satisfied

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Order of appraisement

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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that it is necessary to sell the real estate of said Francis Wolens described in the petition to pay liens on said real estate.

The Court finds that there is, due to the Citizens Home and Savings Co. of Mansfield, Ohio, the sum of \$1273.⁶⁷ secured by mortgage on said real estate, with interest at 7% per annum, which mortgage is the first and best lien on said premises and with the consent of said Company orders the premises sold subject to said lien.

It is ordered, Robert Allen, A. G. Kirby & J. S. Early shrewd, sensible and judicious disinterested men of the vicinity of said real estate who are freeholders, do and they hereby are appointed to appraise said lands at their true value in money, free from the donor estate of said Keltie B. Wolens, 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 8th day of November, 1930 & this cause is continued.

W. W. Husted, Probate Judge

Order of appraisement

Order of appraisement

The State of Ohio, Union County. Probate Court.
To G. M. Haines, Exor. of Francis Wolens 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 Guardian are Plaintiff and your ward et al. are Defendants, you are commanded that by the oaths of Robert Allen, A. G. Kirby, and J. S. Early judicious disinterested men of the vicinity, next of kin to the petitioner, who are freeholders of this County in which said real estate is situated & upon actual view, you cause a just valuation & appraisement to be made according to law, of the following described premises, free from the donor estate of Keltie Wolens, therein to wit:
Description - see Petition.

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 27th day of Oct. 1930.

W. W. Husted
Probate Judge

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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Return

Return

In 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 27 day of Oct. 1930.
G. M. Haines Esq.

Oath of appraisers.

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.

Robert K. Allen,
A. G. Kirby } appraisers.
J. S. Esley

Known to before me, and signed in my presence, this 27 day of October, 1930.

Richard C. Thrall, Notary Public

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 Eighteen Hundred Dollars.

Given under our hands, this 27 day of Oct. 1930.
Robert K. Allen, A. G. Kirby, J. S. Esley & appraisers

Confirming Appraisement

Confirming appraisement & ordering Bond.

This day came the said Plaintiff by his attorney and produced to the Court, the report of an appraisement herein made by Robert Allen, A. G. Kirby, and J. S. Esley, 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 Guardian execute within 10 days, to the State of Ohio, a bond with sufficient free held sureties, to be approved by the Court, in the sum of One thousand Dollars, conditioned according to law, and this cause is continued.

W. H. Husted
Probate Judge

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Application to sell

Private sale

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MC MANUS-TRUMP CO., TOLEDO, OHIO-79204

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

Application
to sell
Private Sale

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

1. The delay and expenses of public sale can thus be avoided.
2. Because a purchaser is at hand who will give the full value of the property as appraised at public sale, the property might sell for two-thirds of the appraised value.

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

G. M. Heines, Guardian

The State of Ohio, Union County,

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

G. M. Heines.

Known to before me, and signed in my presence, this 27. day of October 1930.

@. Richard C. Thrall, Notary Public

affidavit
of
Disinterested
Persons -

Affidavit of Disinterested Person -

The State of Ohio, Union County,

J. S. Early, Magdalena Jordan, and E. H. Hatten, 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 minor to sell said real estate at private sale than at public sale for the reasons given in said application as they verily believe.

J. S. Early, Magdalena Jordan, E. H. Hatten.
Known to before me, and signed in my presence, this 27. day of Oct. 1930.

@. Richard C. Thrall - Notary Public

approving
Bond for
Private sale -

Journal Entry: Order approving Bond for Private Sale, etc.
Probate Court, Union County, Ohio.
October 27-1930

This day this cause came on for trial to be heard, and it appearing to the Court that the said G. M. Heines the Plaintiff above named,

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

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has given Bond as heretofore ordered, in the sum of One Thousand Dollars with G. M. Haines, Richard C. Strall, and Marguerite Smithson jointholders, 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 in the petition at private sale; it is therefore further ordered that said G. M. Haines, as such Guardian 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 over mortgages.

And said petition is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

W. W. Dusted, Probate Judge
Guardian's Bond.

Bond.

Know all men by these Presents: that we G. M. Haines, Richard C. Strall, and Marguerite Smithson are held and firmly bound unto the State of Ohio in the sum of One 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 27th day of October A. D. 1930.

The condition of the above obligation is such, that whereas the above bound G. M. Haines was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio Guardian of Francis Workman

And whereas the said G. M. Haines 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

and whereas said Court on the 27th day of October 1930 made an order requiring said Guardian to execute a bond according to the statute in such cases made and provided.

Now if the said G. M. Haines, 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.

G. M. Haines
Richard C. Strall
Marguerite Smithson

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Order of Sale

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His Bond approved in open Court this 27. day of October, 1930. *W. W. Wasted*

W. W. Wasted Probate Judge

Order of
Sale
Free Dower

Order of Sale - Free, from Dower.

The State of Ohio, Union County,

v. G. M. Barnes, Gen. of Francis Wolens, 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, wherein you, as Guardian, are Plaintiff and Francis Wolens, 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 Nellie B. Wolens, widow of Lorina Wolens, deceased, the following described premises, to-wit:

Situated in the County of Union, State of Ohio, and in the village of Mansville and bounded and described as follows:

Being a part of in-lot no. 232 and being 32 feet off of the east side thereof and extending in a northerly direction to 40 feet from the north end of said lot: hereby reserving the right of ingress and egress over 3.5 feet off of the west side of said described premises to the parties owning the remainder of said lot, joining said strip of granting to the said Grantee herein the right of ingress and egress over 3.5 feet off of the side of said premises adjacent to said strip of 7 feet to be used as a driveway by the parties owning on either side thereof jointly, and in common: said parties to pay equally in making and maintaining the said driveway.

Said sale to be cash on hand at time of sale, over and above the mortgage held by the Citizens Home and Savings Company of Mansville, Ohio.

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 27th day of Oct. 1930.

W. W. Wasted 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 foregoing sheets attached.

Dated this 27 day of Oct. 1930.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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G. M. Baines. Guardian as aforesaid

Report of sale Private.

Report of Sale.

The obedience to the within order of sale said premises on the 27 day of October 1930. to Ralph Robinson and Alma G. Robinson for the sum of Eighteen Hundred Dollars said sum being the appraised value of the same.

Dated the 27 day of Oct. 1930.

G. M. Baines. Guardian

The State of Ohio Union County

oath

The abov named G. M. Baines 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 for said property and that said sale is for the highest price the could get for said property.

G. M. Baines. Guardian

Sworn to before me and signed in my presence this 27 day of October, 1930.

Richard C. Small

Notary Public

Probate Court Union County, O. October 31-1930.

Proceeding to sell Real Estate.

Confirming Sale.

confirming sale

This day this cause coming on to be heard on the return of G. M. Baines Guardian of the estate of Francis Wolcott 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 that said G. M. Baines, as such Guardian, make to the purchaser, Ralph Robinson and Alma G. Robinson a good and sufficient deed for the premises so sold.

It is further ordered, that this proceeding be recorded, and that said Guardian pay costs.

M. D. Husted

Probate Judge

11918

Filed

Oct 4-1930 C. C. H.

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Exhibit A

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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 Filed
 Oct-4-1930
 F.A.M. Bellister
 atty.

Petition for sale of Real Estate to Pay Debts.
 Probate Court Union County, Ohio.
 C.L. Mather Administrator
 of the estate of
 Orpha Mather, Deceased,
 Plaintiff

no. 11918
 Civil Action

Karl Sommer, Laurence Sommer,
 Chester Sommer, Leonard Sommer,
 Ethel Penny, Lillian Clark, ^{aw.}
 C.L. Mather.

Petition to sell Real Estate
 Petition

Defendants.

The Plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Orpha Mather late of Union County, Ohio, deceased; that the amount of debts due from the deceased, is \$ 735.⁵⁷ as near as they can be ascertained, that the charges of administration of said estate will amount to about \$ 150.⁰⁰ and that the total value of the personal estate and effects of said deceased, is but Seven Hundred seventy Four and 11/100 Dollars, being wholly insufficient to pay debts and costs aforesaid.

Petition

The plaintiff further represents that said Orpha Mather died seized in fee simple of the following described real estate, situated in the County of Union, State of Ohio, and in the village of Richmond town:

Being in Survey No. 6293, and being all of Lot No 778 and 16 1/2 feet off of the westerly side of Lot No. 779 in the W.H. Marriott's Addition to the village of Richmond, Ohio. For a more specific description see recorded plat of the said addition at the Recorder's office at Marysville, Ohio.

Exhibit A

Exhibit A.
 Debts.

E. J. Thompson -	Undertaker charges	1 90 ⁰⁰
St. John's Hospital	nurses charges	17 ⁰⁰
" "	Hospital fees	24.50
Dr. Scott	medical services	25 ⁰⁰
H. E. Sommer	annuance	4 ⁰⁰
Long Wm. H. Don	undertaker	35.50
J. W. Kunkle & Son	monument	320 ⁰⁰
L. D. Thompson -	bills	2.15
R. R. Larr -	James Toronto Can. 24. Misc	63.97
June 19 30.	Taxes paid	10.02
Munich	cash now a loan	20 ⁰⁰
Firm Ins -	premium paid	8.43
attorneys fees, of administration		25 ⁰⁰
		<u>\$ 735.⁵⁷</u>

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLE

11918

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 \$7500.00

That the decedent died leaving no widow that the defendants Karl Sommer, Lawrence Sommer, Chester Sommer and Leonard Sommer are nephews of said decedent; that the defendants Ethel Perry and Lillian Clark are nieces of said decedent and the defendant O. L. Mather is a brother of said decedent, and that said defendants are the only heirs at law of said decedent having the next estate of inheritance from said O. L. Mather, deceased, in said premises:

The plaintiff has heretofore given Bond as such Adm. in the sum of \$7500.00

The Plaintiff therefore prays that your petition may be authorized and ordered to sell said real estate from of course according to the statute in such case made and provided and for all other proper orders and relief in the premises.

O. L. Mather

Adm. of the Estate of O. L. Mather, Decd.

The State of Ohio Union County

Carte

O. L. Mather 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 & belief.

O. L. Mather

Sworn to before me and signed in my presence this 6-day of Sept. 1920.

Nellie E. Long, Notary Public

Receipt

To the Probate Judge:

Issued the summons in this proceeding for said Lillian Clark defendant, who is a patient of the Lima State Hospital Allen Co. Ohio, directed to W. H. Vorhies Supt. of said Hospital, returnable according to law.

F. A. McAllister

Plaintiff's Atty.

11915

Filing Petition

This the to the for the decedent the M. L. Mather, deceased, from which same this

Waiver

Mr. M. in hereby I refer date. petition pray

Summons

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11918

Filing Petition

In the Probate Court, Union County, Ohio
Case No 11918.

Journal Entry
Filing Petition to Sell Real Estate

This day came the plaintiff O.L. Mather, as admr. of the estate of Orpah Mather, deceased, and presented to this court his petition duly verified, praying an order for the sale of real estate of the said Orpah Mather 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 titles 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

Waivers

Waiver of Summons

Probate Court, Union County, Ohio.
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, & 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.

Oct. 4-1930.

O.L. Mather, Karl Sommer
Lawrence Sommer Chester Sommer
Lemard Sommer Ethel Penney

Summons

Summons on Petition to Sell Real Estate.

The State of Ohio, Union County, Probate Court.
To the Supt. of Linn State Hospital.

You are commanded to notify Ellian Clark, an inmate of the Institute of the Criminally Insane that on the 4-day of Oct. 1930, O.L. Mather, admr. of the estate of Orpah Mather, 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, & that unless they answer by the 1-day of Nov. 1930, said petition will be taken as true, and an order

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11918 granted accordingly. Said Supt. will make due return of this writ on the 13 day of Oct. 1930.

Witness my hand and the seal of said Court, this 4th day of Oct. 1930.

W.D. Vastan, Probate Judge

Sheriff's Return

Sheriff's Return

The State of Ohio, Allen County

Received this writ Oct. 8- 1930.

at 9 A.M. and pursuant to its commands I served same by delivering a true copy to Lillian Clark

W.D. Vastan

Supt. Linn State Hospital

affidavit
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The State of Ohio, Allen County

I, W. H. Vastan, M.D. duly sworn, say that on the 8 day of October 1930, I served this writ by delivering a copy thereof personally to the following named persons, to-wit:
Lillian Clark

W.D. Vastan Supt.
Linn State Hospital.

Done to before me and signed in my presence this 8 day of Oct. 1930.

James Henderson, Notary Public
JAMES HENDERSON

Order of Sale, The...

Application to sell at Private sale

Application to Sell Real Estate at Private Sale, Probate Court, Union County, Ohio No. 11918.

Application

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

That the said real estate consists of a residence property in the village of Richmond, Ohio; that there are very few buyers for residence properties in said village at this time, and that a sale by private negotiation is more likely to procure a fair price for the said property than a sale at public auction.

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

O. L. Mather, Adm. of the estate of Opal Mather, decd.

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Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11/9/38

The State of Ohio, Union County

O. L. Mather being duly sworn, says that the various matters set forth in the foregoing application are true as he truly believes.

O. L. Mather

Sworn to before me and signed in my presence this 4 day of November, A. D. 1938.

Welle E. Long, Notary Public

affidavit

affidavit of Disinterested Person -

Disinterested Person

Arthur Marriott & Nelle Street 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 as they truly believe.

Arthur Marriott

Nelle Street

Sworn to before me and signed in my presence this 4 day of November, 1938.

Welle E. Long, Notary Public

Order of

Order of Sale - free of Down.

The State of Ohio, Union County.

Probate Court.

To O. L. Mather, Adm. of the estate of Opale Mather dec'd. 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 of the estate of Opale Mather deceased, are Plaintiff and Earl Sommer, 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:

Situated in the County of Union, State of Ohio and in the Village of Richmond, to wit:

Being in survey no. 6293, and being all of Lot No. 778, and 16 1/2 feet off of the westerly side of Lot No. 779 in the W. J. Marriott's Addition to the Village of Richmond, Ohio. For a more

specific description see recorded plat of the said addition at the Recorder's office at Maumville, Ohio.

Said sale, to be upon the following terms: Cash in hand.

Final Record, Union County Probate Court

11918 you will make return of your proceedings to this Court forthwith upon execution of this order.

Witness my hand and the seal of said Probate Court at Mansfield this 4th day of Nov. 1930.
C. W. Moustler, 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 thereto attached.
Dated the 5th day of November, 1930
C. L. Mather, Adm.

Report of sale

Report of sale
In obedience to the within order, I sold said premises on the 5th day of November, 1930, to P. W. Baker for the sum of \$800.00 said sum being more than the appraised value of the same.
C. L. Mather, adm. of the Estate of Opal Mather, decd.
Dated the 5th day of November, 1930.

Oath

The State of Ohio, Union County
The above named, C. L. Mather 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.
C. L. Mather

Sworn to before me and signed in my presence, this 5th day of November, 1930.

D. Nellie Edlong
Notary Public, Union Co., Ohio

Judgment

order of sale

Probate Court, Union Co., Ohio.
November, 4 - 1930
Case No. 11918

Journal Entry
Judgment and order of sale

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 estate of the deceased, and also, upon the return of the summons issued herein. And the Court being fully advised in the premises finds that all the defendants herein have been legally served with process, and that C. L. Mather, Karl Sommer, Lawrence Sommer, Chester Sommer,

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Confirming
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Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

This Court
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11918

Lemard Sumner and Ethel Perney, have entered their appearance herein in writing and that all have been notified of the pendency and prayer of the petition as prescribed by law, 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 the costs of administration.

are caused
appear

And the Court further finds that the real estate in the petition described was appraised by the appraisers of the personal estate at \$750.00 and the Court also finds that the bond heretofore given by the plaintiff as administrator of the estate of Orfal Mathew, deceased, in the amount of \$1500.00 is sufficient

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It is therefore ordered that further appraisement of additional bond be dispensed with.

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and it further appearing to the Court that it would be to the interest of the said estate to sell the real estate described in the said petition at private sale, it is now ordered that the said O. L. Mathew as such administrator proceed to sell said real estate at private sale at not less than the appraised value thereof on the following terms - to wit:

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best price

cash in hand, on day of sale.

W. H. Husted

Probate Judge

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Confirming
Sale

Probate Court, Union County, O. November 5-1930

Confirming Sale

This day this cause coming on to be heard on the return of O. L. Mathew as administrator of the estate of Orfal Mathew, 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 regularly and legally made.

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O. L. Mathew
Sumner,

It is ordered that the same be and hereby is approved and confirmed, and it is further ordered that said O. L. Mathew as such administrator make to the purchaser R. W. Baker a good and sufficient deed for the premises so sold. It is further ordered that this proceeding be recorded and that said Adm pay the costs \$1.00 within ten days.

W. H. Husted

Probate Judge

Final Record, Union County Probate Court

MC MANUS-TRUOP CO., TOLEDO, OHIO

11 840
Oct 24
1930

In the matter of the estate of C. L. Clegg, deceased.
Petition to Sell Personal Property at Private Sale.
Probate Court, Union County, Ohio
No. 11 840
Private Sale of Personal Property.
Petition

To the Judge of said Court:

The undersigned Rizzie Clegg, executor of the estate of C. L. Clegg late of said County, deceased, respectfully makes application for authority to sell at private sale and at not less than the appraised value thereof, 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 sale would be for the advantage of said estate for the following reasons:

that same can not be sold at public sale to good advantage and that I have an offer that is satisfactory.

Dated Oct. 24 - 1930.

Rizzie Clegg.

The State of Ohio, Union County

Rizzie Clegg, Ex. being duly sworn, says that the various matters & things connected in the foregoing application, are true, as he truly believes

Rizzie Clegg

Sworn to before me, and signed in my presence this 24 day of Oct. 1930.

W. J. D. Dusted, Probate Judge

Schedule.

The undivided one-half interest in a store in the Village of Milford Center, Ohio, 2500⁰⁰

Affidavit on application to sell at less than the appraised value.

The State of Ohio, Union County.

The undersigned being first duly sworn say that they are disinterested in the estate of C. L. Clegg deceased, that they have examined the property mentioned in the foregoing application and have also examined the inventory and appraisement thereof: that said

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

property cannot be sold at its appraised value and that it will be for the interest of said estate to sell the same at a less price, as they truly believe.

Lizzie Clegg

known to before me and signed in my presence this 24 day of Oct. 1930.

W. H. Husted, Probate Judge

Order Journal 43. Pg. 150-

Order of Private Sale. Personal Property. Probate Court Union County, Ohio. No. 11840.

Order of Sale of Personal Property.

To Lizzie Clegg executrix

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:

Undivided one-half interest of the stock of goods in a store at Milford Center 2500⁰⁰

Said sale to be on the following terms: Cash in hand at time of sale.

You will return this order within 30 days from this date and for file upon the execution of the same together with your report thereon endorsed.

Witness my hand and the seal of said Court, this 24 day of Oct. 1930.

W. H. Husted, Probate Judge

Return

Probate Court, Union County, Ohio.

Report of Sale of Personal Property

The undersigned Executrix of said estate says that in obedience to the order of said Court hereto attached, she sold to John L. Taylor said personal property, this 25 day of Oct. 1930 for the sum of \$2500⁰⁰ said sum being not less than the appraised value of the same.

Dated this 25 day of Oct. 1930

Mrs Lizzie Clegg

Final Record, Union County Probate Court

Bill of Sales

Undivided one-half interest of stock of goods \$2500.⁰⁰

The State of Ohio, Union County.

Lizzie Blegg executrix of the estate of Lizzie Blegg 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.

Mrs. Lizzie Blegg

Sworn to before me and signed in my presence this 25 day of Oct. 1930. W. W. Husted, Probate Judge.

Journal Entry: Probate Court, Union County, O. Oct. 25-1930

Sale of Personal Property Confirmed.

The Executrix of the above named decedent having filed his return of the order heretofore made for the 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.

W. W. Husted, Probate Judge

11898
Oct. 17-1930

In the matter of the Estate of Mary E. Mowry, Decedent
In the Probate Court of Union County, Ohio.
No. 11898.

Motion

Now comes the plaintiff and moves the Court to dismiss the foregoing defendants from the case herein.

The defendant C. L. Shoup, who died since his proceeding started and leaves Bessie M. Shoup, his widow and Charles R. Shoup, Chester O. Shoup, and Mary M. Jordan, his children who are his only legal representatives.

The defendant Elizabeth Shoup who was the wife of Sylvester Shoup, Sylvester Shoup, having died twenty years ago, therefore Elizabeth Shoup, having no interest in this property.

The defendants, Charles M. Phelps, and Clara E. Phelps, because the real estate in which they were interested and for which they were

11939
Nov. 18-1930

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

made defendants in this action, has been hereto fore dismissed by motion and Journal Entry from the case herein

Allen and Allen, Attys. for Plaintiff

Journal Entry:

In the Probate Court, Union County, Ohio, No. 11898.

Journal entry.

On motion of plaintiff and for good cause shown and the Court being fully advised in the premises and on consideration whereof, the preceding defendants C. H. Shump; Elizabeth Shump, Charles H. Phelps, and Clara E. Phelps are dismissed from the Petition and action herein.

And it is ordered that said Petition and the proceedings herein continue in all other particulars except concerning the specific defendants hereby ordered withdrawn from said proceedings

W. T. Husted, Probate Judge

11939
Nov. 18-1930

In the matter of the Estate of Jesse Barry, deceased, Application by widow to take Property at appraised value. To the said Probate Court:

The undersigned Myrtle Barry, respectfully represents that she is the widow of said Jesse Barry, deceased, and that as such widow she is, by law, permitted to take any part or all of the personal goods and chattels of said estate, at the valuation made by the appraisers heretofore appointed by said Court. She further represents that the Adm. of said estate has caused an inventory and appraisement of the personal estate of said decedent to be made, returned and filed in said Probate Court and that among said goods and chattels so appraised are the following with the appraised value, set opposite the same, to-wit:

Cow Horses	150 ⁰⁰	
Farm machinery	100 ⁰⁰	
400 bu. corn	300 ⁰⁰	
Hay	100 ⁰⁰	
400 bu. oats	100 ⁰⁰	Total 750 ⁰⁰

Said Myrtle Barry widow, as aforesaid, hereby elects to take the personal property above described at the said valuation, as fixed by said appraisers, to-wit: The sum of \$750⁰⁰ the said sum to be paid either in cash, or secured to be paid, as provided by law. Said Myrtle Barry, therefore prays the Court for an order, approving her said election, and an order

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO

directing said Adm. to deliver said personal property to her upon her compliance with the law in reference to payment for the same as aforesaid.

Myrtle Barry

I, Myrtle Barry, as aforesaid, hereby consent to the election by said Myrtle Barry, as the widow of said decedent, as asked for in said application and request the Probate Court to approve the same.

Nov. 18 - 1930.

Myrtle Barry Adm.

Journal 43. Pg. 179

Personal Property Taken by Widow at appraisement:

To Myrtle Barry, widow of said decedent, desire to take the personal property belonging to said estate described in Sch. D. of the Inventory and appraisement thereof at the valuation made by the appraisers to wit:

Six Horses	150 ⁰⁰	
Four machinery	100.	
400 bu. Corn	300.	
Hay	100.	
400 bu. oats	100.	Total \$700 ⁰⁰

Myrtle Barry

Dated Nov. 18 - 1930

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April 7-
1930

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Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11797
April 7-
1930

Petition To Sell Real Estate.

In the Probate Court of Union County, Ohio.

William W. Goff, executor of
The last Will and Testament of
William H. Goff, deceased,
Plaintiff.

Petition

vs.
William W. Goff, Loren B. Goff,
Clarence H. Goff, Sylvia J. Goff,
Broadway Baptist Church,
Zula F. Green,
George W. Fogle,
William H. Fogle,
Gerald O. Fogle,
Lydia O. Gellins,
Willard Fogle, a minor aged 15 yrs.,
Eugene Fogle " " " 14 yrs.,
May Fogle " " " 12 yrs.,
Ed. Lee Fogle " " " 11 yrs.

no. 11797

Defendants.

Petition,

Plaintiff says that he is the duly appointed and qualified executor of the estate of William H. Goff late of Taylor Township, Union County, Ohio deceased; that a copy of the last Will and Testament of the said William H. Goff is hereto attached marked Exhibit "A" and made a part hereof. That the total amount of the chattel property of said estate is of the value of about \$15,660⁹⁰ that of this chattel property \$8903⁷³ was specifically devised to Clarence Goff under the provisions of Item Six of said Will, leaving a balance of \$6757⁵² in the hands of said executor for the payment of the various specific devises of money, and for payment of the debts of the decedent, the expenses of administration, and the year allowance of the widow of \$1000⁰⁰.

That the funeral expenses, cost of administration, executor's fee, court costs, and attorneys fees amount to approximately \$3096⁶⁷ and that the estate is indebted to the said William H. Goff in the sum of \$600⁰⁰; that the specific bequests of money provided for in said Will total \$6600⁰⁰. And that the personal estate of said decedent is wholly insufficient to pay said debts, costs and expenses, and the specific devises of money provided for in said Will.

That I, William W. Goff, and my brothers,

Final Record, Union County Probate Court

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

11797 Loran and Clarence, do now believe it to be for the best interests of said estate to sell the farm described in Item Ten, of said Will.

A description of said farm, by metes and bounds is hereto attached and marked Exhibit "B" and made a part hereof.

Plaintiff says that said farm was appraised in accordance with an order of the Probate Court of Union County, by the appraisers of the personal estate of said decedent, and that plaintiff believes the amount of said appraisement to be greater than its true value, and that it would be for the best interests of said estate to have said real estate appraised in this proceeding.

That said decedent died, leaving the defendant Sylvia J. Goff his widow, who is not entitled to dower in said premises for the reason that she has elected to take under the provisions of said Will.

That the defendants, William H. Goff, Loran B. Goff, Clarence H. Goff, Julia F. Gamm, George W. Fogle, Gerald O. Fogle, Lydia O. Collins, William H. Fogle, if he be living, and in case he is dead, his children, Willard Fogle aged fifteen years, Eugene Fogle aged fourteen years, Max Fogle, aged twelve years, and Lee Fogle, aged eleven years, are the only next of kin of said decedent, having the only estate of inheritance from the said William H. Goff decedent in said premises, and that they are also all of the beneficiaries named in said Will, except the defendant the Broadway Baptist Church.

That the said William H. Fogle, disappeared about eleven years ago, and is probably deceased. That his only children and heirs are the defendants Willard Fogle, aged fifteen years, Eugene Fogle, aged fourteen years, Max Fogle, aged twelve years, and Lee Fogle, aged eleven years, and that said children are therefore proper and necessary defendants in this suit.

Plaintiff therefore prays that said premises, be sold from the dower estate of the said Sylvia J. Goff, and for such other relief as justice and equity may require.

Cameron & Cameron,

C. A. Hoopes,

attorneys for Plaintiff

MC MANUS-THOUF CO., TOLEDO

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MC MANUS-TRUMP CO., TOLEDO, OHIO-79201

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State of Ohio, Union County ss.
William W. Goff, being first duly sworn says, that he is the plaintiff in the above cause of action, and that the facts stated and allegations made, in the foregoing petition are true. as he truly believes.

William W. Goff.

Known to before me, and subscribed in my presence, this 5 day of April 1930.

Edith O. Wood,

Notary Public

(Will Rec. 3. Pg. 199 - Record of Will.)

Exhibit

Exhibit "B"

B. Situated in the County of Union, in the State of Ohio, and in the Township of Liberty and part of Surveys 5-778, 5-641, 5-806 and 6490, and bounded and described as follows:

Beginning at a stone in the center of the Goff Road and North-east corner of Survey no. 65-63 and 6776; Thence with a line of said Survey N. 78° W. 209 poles to a stone (ash and two hickories) a corner to said Survey no. 65-63 and 6776 in the east line of Survey no. 3689; Thence with said line N. 11° 30' E. 271 poles to a stone and rock (Beech-ash-hickory and sugar) northeast corner to said Survey no. 3689 in the south line of Survey no. 5387; Thence with the south line of Survey no. 5387 and no. 5-635- S. 78° E. 161 poles to a stone in the center of said Goff Road; Thence with the center of said road South 238.60 poles to a stone; Thence continuing with the center of said road S. 11° 30' W. 37.80 poles to the beginning.

Containing - 319 acres, more or less.

In the Probate Court, Union County, Ohio.

April 7th 1930.

Case no. 11797

Journal Entry.

Filing Petition to Sell Real Estate.

This day came the plaintiff W. W. Goff executor of the estate of Wm. W. Goff dec'd, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Wm. W. Goff dec'd

Filing Petition

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO - 79204

MC MANUS-THOMP CO., TOLEDO

11797

to pay 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 pendancy 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

Recipe

In the Probate Court Union County, Ohio
Recipe

To the Clerk:

Issue Summons in the above entitled cause directed to the Sheriff of Union County for the following minor defendants.

Willard Fogle,
May Fogle.

Eugene Fogle
Lee Fogle.

make same returnable according to law.

Endorse Summons.

"action for sale of real estate"

C. D. Hoopes.

attorney for Plaintiff.

Constructive Service

In the Probate Court Union County, Ohio
Affidavit for Constructive Service

State of Ohio Union County, ss.

William W. Goff being first duly sworn, says that service of summons can not be made in this State on the defendant William H. Fogle, that the residence of the said William H. Fogle is unknown to the plaintiff and can not with reasonable diligence be ascertained. And that this cause is one of those mentioned in G.C. 11292, being for the sale of real estate.

William W. Goff

Sworn to before me, and subscribed in my presence this 7 day of April, 1930.

Edith O. Hook, Notary Public

Legal Notice

Legal notice

William H. Fogle, whose place of residence is unknown, will take notice that on the 7 day of April 1930, William W. Goff filed his petition in the Probate Court of Union County, Ohio, in case no. 11797, against the above named party and others, praying for the

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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sale of the following described real estate, to wit:

Situated in the County of Union, in the State of Ohio, and in the Township of Liberty and part of Surveys 5778, 5641, 5806, and 6495, and bounded and described as follows:

Beginning at a stone in the center of the Goff Road, and north east corner to Survey nos. 65-63, and 6776; Thence, with a line of said Survey N. 78° W. 209 poles to a stone (ash and two hickories) a corner to said Survey nos. 65-63 and 6776 in the east line of Survey no. 3689; Thence with said line N. 11° 30' E. 271 poles to a stone and rock (beech-ash-hickory and sugar) north east corner to said Survey no. 3689 in the south line of Survey no. 5387; Thence with the south line of Survey nos. 5387 and no. 5635 S. 78° E. 161 poles to a stone in the center of said Goff Road; Thence with the center of said road south 238.60 poles to a stone; Thence continuing with the center of said road S. 11° 30' W. 37.80 poles to the beginning.

Containing 319 Acres, more or less.

Said party is required to answer on or before the 31 day of May, 1930.

Camerson & Camerson,

A. W. Koopes,

attorney for Wm. H. Goff, adr.

April 7-1930.

The State of Ohio, Union County ss.

Orate.

I personally appeared before me, Lena Huber, and made solemn oath, that the within, a copy of which is hereto attached, was published for six consecutive weeks on, and next after April 7-1930, in the Mansfield Tribune a newspaper of general circulation in the County aforesaid.

Lena Huber,

Sworn to before me and signed in my presence, this 16 day of May, 1930.

J. M. Huber, Notary Public

Printers Fees \$18.20

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO

11797

Summons on Petition to sell Real Estate
 The State of Ohio, Union County, ss.
 To the Sheriff of Union County, Greeting:
 you are commanded to notify W. S. Foyle
 and Willard Foyle, age 15 - Eugene Foyle age 14
 Max Foyle age 12 and Lee Foyle age 11, all minors
 and living with W. S. Foyle, minors making service
 of this summons upon them, and also upon
 W. S. Foyle, with whom they live; that they have been
 sued by W. W. Goff, executor of the estate of Wm. B. Goff,
 deceased, in the Probate Court of Union County, Ohio,
 and that unless they answer by the 10th day of
 May, 1930, the petition of the said Plaintiff for the
 sale of the real estate of said deceased
 therein described, for the payment of debts
 of said estate, 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 21st day of April 1930.

Witness my signature and the seal of said
 Court, this 8th day of April, 1930.
 Wm. W. Husted, Probate Judge

Return

Return

Sheriff's office, Union County, Ohio
 April 10 - 1930.

Received the within writ on the 9th day of April
 1930, at 9 a.m. and pursuant to its command,
 I served the same by leaving a copy of it
 with the indorsements thereon, at the residence
 of the within named defendants whom are minors
 as follows:

Willard Foyle, Eugene Foyle, Max Foyle and Lee Foyle,
 and also on the same day, I served a copy of this
 writ on the within named W. S. Foyle, by leaving
 same for him at his usual place of residence
 and on the same day I served a copy of this
 writ on W. S. Foyle by leaving same, at his usual
 place of residence or being the person with whom
 said minors reside, April 9 - 1930.

J. Beliquet, Sheriff
 By, Mary E. Blake, Deputy

Sheriff's Fees
 Service & Return, 75
 names - 100 Total \$ 175

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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In the Probate Court, Union County, Ohio
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The undersigned defendants hereby waive the issuing and service of summons and Process, and enter their appearance herein.

The said defendants consent to the immediate sale of said real estate as prayed for in the petition.

Gerold O. Fogle.

Wainor

In the Probate Court, Union County, Ohio
Wainor

The undersigned defendants hereby waive the issuing and service of summons and Process, and enter their appearance herein.

Geo. W. Fogle.

Wainor

In the Probate Court, Union County, Ohio
Wainor

The undersigned defendants hereby waive the issuing and service of summons and Process, and enter their appearance herein.

Cecil Fogle.

Wainor

In the Probate Court, Union County, Ohio
Wainor

The undersigned defendants hereby waive the issuing and service of summons and Process, and enter their appearance herein.

The said defendants consent to the immediate sale of said real estate as prayed for in the petition.

Mrs. Lydia O. Collins
Zena F. Green

Answer of
Widow.

Answer of Widow.

In the Probate Court of Union County, Ohio
Now comes the defendant, Sylvia J. Goff and for her answer admits that she is the widow of William H. Goff deceased. And she admits that all of the allegations of the petition are true, and admits that she claims no dower in said real estate, and joins with the plaintiff in praying for the sale of said real estate free from any dower claim on her part.

C. A. Hoopes.

Atty. for Sylvia J. Goff.

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO

11797

State of Ohio, Union County, ss.

Sylvina J. Goff, being first duly sworn, says that she is one of the defendants in the above cause of action, and that the facts stated and allegations made in the foregoing answer are true, as she truly believes.

Sylvina J. Goff.

Sworn to before me, and subscribed in my presence this 31 day of March, 1930.

C. A. Hoopes, notary Public.

Ordering appraisement.

Ordering appraisement.

Probate Court Union County, Ohio.

August 21- 1930.

Finding sale necessary, and.

Ordering 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 Sylvina J. Goff widow of said William B. Goff, 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 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 William B. Goff described in the petition, to pay his debts.

It is ordered, that Bert Yeasley, Frank Lewis, R. Robert McAllister, 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 Sylvina J. Goff, 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 25 day of August, 1930. In this cause is, continued.

W. H. Husted

Probate Judge

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Order of appraisement

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Order of appraisement

Order of appraisement
The State of Ohio, Union County ss.
To W. W. Goff, Executor;

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 Executor of the estate of William W. Goff an Plaintiff and William W. Goff et al. are Defendants, you are commanded that by the oaths of Bert Yeansley, Frank Lewis and Robert McAllister 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 claim estate of Sophia J. Goff therein mentioned:

See description in Petition & Legal Notice.

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 21. day of August A. D. 1930.

W. W. Goff, 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 the 29 day of August 1930.

W. W. Goff, Executor.

Oath of appraisers

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.

Bert Yeansley

Frank B. Lewis

Robt. M. McAllister

Appraisers

Sworn to before me & signed in my presence this 20 day of August 1930.

L. H. Collins, J. P.

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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known to before me, and signed in my presence this 29th day of August 1930.

C. A. Hoopes, Notary Public

Affidavit of Disinterested Person

The State of Ohio, Union County, L. B. Collins, and C. A. Wiegus, 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 what ever 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 truly believe.

L. B. Collins,

C. A. Wiegus.

known to before me, and signed in my presence this 29th day of August 1930.

C. A. Hoopes, Notary Public

Order of Sale

Order of Sale

See Form DOWNS

The State of Ohio, Union County,

Probate Court.

To William W. Goff executor. 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 William W. Goff deceased, are Plaintiff and William W. Goff 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 from the downs of Sylvia J. Goff, widow of William W. Goff, dec'd, the following described premises, to wit:

Situated in the County of Union, State of Ohio and the Township of Liberty, and Part of Survey 5778, 5841, 5886, and 6495, and bounded and described as follows:

Beginning at a stone in the center of the Goff road; and north east corner of Survey no. 6536, and 6776; thence with a line of said Survey north 78° west 209 poles to a stone (ash and two hickories) a corner to said Survey no. 6563, and 6776 in the east line of Survey no. 3689; thence with said line N. 11° 30' E. 271 poles to a stone and creek (beech-ash-hickory-sugar) northeast corner to said Survey no. 3689 in the south line of Survey no. 5387;

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OHIO

11797 thence with the south line of Survey No. 5387 and 5635- south 78° E. 161 poles to a stone in the center of said Goff road; thence with the center of said road S. 23° 8. 6 poles to a stone; thence continuing with the center of said road S. 11° 30' W. 37. 8 poles to the beginning.

Containing 319 Acres. more or less.

Said sale to be to the highest and best bidder 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 Indianapolis, Ind. This 29 day of August, 1930.

W. H. Husted, Probate Judge

Return

Return

To the Probate Court of Union County, Ind.

In obedience to the foregoing order, I have caused the same to be duly executed as will appear by the proceedings hereto attached.

Dated the 29 day of August, 1930.

William H. Goff

Report of Sale

Report of Sale

In obedience to the within order, I sold said premises on the 29 day of August 1930 to Clarence B. Goff and Ada B. Goff for the sum of Nine Thousand Dollars, said sum being the appraised value of the same.

William H. Goff

Dated the 29 day of August, 1930.

Oath

The State of Ind. Union County. The above named William H. Goff 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.

William H. Goff

Sworn to before me and signed in my presence this 29 day of August, 1930.

W. H. Husted

Probate Judge

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Journal Entry:

(Probate Court, Union County, O.)

August 29 - 1930.

Confirming Sale -

Confirming
sale -

This day this cause coming on to be heard on the return of W. W. Goff, Exr., of the estate of William H. Goff, 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 regularly and legally made.

It is ordered that the same be and truly is approved, and confirmed, and it is further ordered that said W. W. Goff as such executor make to the purchasers Clarence H. Goff and Adda B. Goff a good and sufficient deed for the premises so sold.

It is further ordered, that this proceeding be recorded, and that said executor pay the costs

W. Husted Probate Judge -

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Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO - 79201

11827
May 13-
1930

Petition to Sell Real Estate
For the Probate Court Union Co. Ohio

Leta B. Chaney, Guardian
of S. H. Robinson, an alleged
Incompetent.

Case No. 11827

Plaintiff.

W.
Her ward (S. H. Robinson)
Lelaunce P. Robinson, and
Glyda Temple

Petition to Sell
Real Estate.

Defendants.

Plaintiff says that she is the duly authorized, qualified
and acting Guardian of S. H. Robinson; that the said
S. H. Robinson, her ward, resides in the Village of Richmond
Ohio; that she was appointed as such Guardian
by the Probate Court of Union County, Ohio.

Plaintiff further says that it is necessary to sell the
real estate hereinafter described, for the reason that there
are no buildings on said real estate and the hereinafter
described real estate being a part of and less than one-
half of a 70 acre farm heretofore operated as one
unit, and the building being situated on the other
part of said 70 acre farm, and it will be practically
impossible to rent the hereinafter described real
estate to any one for any purpose, the other part
of said farm now being sold under and by
reason of a partition suit filed and now pending
in the Common Pleas Court of Marion County, Ohio, in
Case No. 21046 and a much better investment can be
made of the funds derived from the sale of the
hereinafter described real estate than to continue to
own said real estate under the adverse conditions
that will exist after the sale as above mentioned;
that a better investment of the value of the real estate
can be made and a sale thereof will be for the
benefit and best interests of said Ward.

That said Ward, is the owner in fee simple of the
following described real estate tract:
Situating in the Township of Green Camp, Marion County and
Township of Jackson Union County and State of Ohio: Being
part of U. M. Survey No. 10240. Beginning on the line
dividing Counties of Union and Marion 112³/₄ goes
N. 86¹/₂° E. from where said county line crosses the West
line of said survey being the S. W. corner of F. C. Baldwins
land; thence with the center of a certain road S. 10°
E. 11 chains and 79 links; thence N. 79 links; thence
N. 78° E. 30 chains and 40 links; thence N. 11¹/₂° W.
9 chains and 4 links; thence S. 78° W. seven
chains and seventy links; thence S. 86¹/₂° W.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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22 chains, and 84 links to the beginning, costing
 Thirty and fifty five hundredths more, or less.
 Being the same premises conveyed by deed dated
 Feb. 16- 1882 to S. N. Robinson, by James Coffy and
 Wife said deed recorded in Union Co. Record of Deeds
 Vol. 53 at page 420 to which reference is hereby made.

That the rents for the last crop year as yet have
 not been collected by plaintiff and no definite ar-
 rangements has been made or can be made with
 reference to the rentals for said real estate for the
 ensuing crop year, through no fault of plaintiff.

That the taxes and up-keep of said real estate
 in the past and ensuing years, so far, have
 exceeded the rentals collected from said real estate.

That plaintiff believes it will be for the interest of
 said ward to sell said real estate and re-invest
 the money arising therefrom as the Court may direct.

That there is no indebtedness of the said ward.

That there are no liens upon said real estate to the
 knowledge of plaintiff.

Wherefore, plaintiff prays, that she may be ordered to
 sell said real estate and to reinvest the money
 arising therefrom, as herein before proposed, and for all
 other proper relief to which she may be entitled.

F. LeRoy Allen. Atty. for. Pltff.

State of Ohio, Union County ss.

Leta B. Cheney, being first duly sworn, says that she
 is Guardian of S. N. Robinson, an alleged incompetent,
 and as such is plaintiff herein; that the facts stated
 and the allegations contained in this her Petition to sell
 real estate, are within her knowledge as such guardian
 and that the same are true as she verily believes.
 Leta B. Cheney. Edw.

Sworn to before me, and subscribed in my presence, this
 10. day of May, 1930.

F. LeRoy Allen, Notary Public.

Filing
 Petition

In the Probate Court of Union County, Ohio,
 Leta B. Cheney, Edw. of
 S. N. Robinson, an alleged incompetent, Plaintiff
 vs.
 Herbert (S. N. Robinson)
 Clarence P. Robinson, &
 Gleda Temple, Defendants

Case No. _____
 Journal Entry.
 Filing Petition to sell Real Estate
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 Order for Notice.

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Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

MC MANUS-THROUP CO., TOLEDO, OHIO

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This day came Lola B. Barney, as Guardian of S. H. Robinson, an alleged incompetent, and filed her Petition, duly verified, asking for the sale of the real estate of her said ward.

Whereupon, it is by said Court ordered, that said Cause shall be set for hearing on the 26th day of May, 1930, and that said notice thereof shall be given to S. H. Robinson, Clarence P. Robinson and Blyda Temple.

It is further ordered that the above notice shall be given in writing and delivered to each of said parties personally, or if that cannot be done, then by leaving a copy at their usual place of residence, such notice to be served 10 days before the day that said application is set for hearing.

W. H. Husted, Probate Judge

notice

Notice

In the Probate Court of Union County, Ohio.
Case no. 11 827.

Lola B. Barney, Gdn. of
S. H. Robinson an alleged incompetent.

Plaintiff

Clarence P. Robinson et al.

Defendants.

Notice.

To S. H. Robinson and Clarence P. Robinson & Blyda Temple.

You are hereby notified that on the 12th day of May, 1930, Lola B. Barney, as Guardian of S. H. Robinson, 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 S. H. Robinson and to reinstate the funds. Said real estate is situated in the county of Marion and township of Green Camp, and the county of Union, townships of Jackson and State of Ohio, and known as 30.55 acres the north part of lot Eighteen (18) as marked on James Eatons plat of the north part of Survey No. 10240 in the name of Cal Wallace and John Watts Cadwallader Wallard, although Philton Virginia Military Lands and bounded as follows, to-wit:

Beginning on the line dividing the counties of Marion and Union 112³/₄ poles N. 86¹/₂ E. from where said County line crosses the west line of said Survey; thence the south west corner of F. C. Baldwins land now in the name of John Bricker. Thence along and in the center of a certain road S. 10° E. 11 chains and seventy nine (79) links; thence parallel with the south line of said lot N. 78° E. 30 chains and forty (40) links to the west line of Aaron Walts land; thence on

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

S. H. Robinson
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d. Ward.
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said line, N. $11\frac{1}{2}^{\circ}$ W. nine (9) chains and four (4) links to a
stone and 3 stakes the north west corner of said
Aaron Hault's land, and in the south line of said
Baldwin's now Bricker land: thence on said line
S. 78° W. seven (7) chains and seventy (70) links: thence
continuing along and on said last named line S.
 $86\frac{1}{2}^{\circ}$ W. 22 chains and 84 links to the beginning
containing 30.55 acres. Be the same more or less.

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The application therefor, will be for a hearing by
said Court on the 26 day of May, 1930. at 10. A.M.
at which time unless you show cause to the contrary
an order will be asked as prayed for in said petition.

Judge -

Loew B. Barney, Esq. of S. H. Robinson.

Dated this 13 day of May, 1930.

Ohio.

Return

Return

I served the within notice on the 13 day of May, 1930,
on S. H. Robinson and Clarence P. Robinson, and
Alyda Temple by leaving a certified copy thereof with
each of them personally.

F. Le Roy Allen, Atty. for Plaintiff.

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Findings
Sale
necessary.

Probate Court, Union County, Ohio.

June 3-1930.

Findings Sale necessary, and
Ordering 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, the Court being satisfied
that it is necessary to sell the real estate of said S. H.
Robinson, described in the petition and that it
would be for the best interest of said Ward, to sell said
real estate and invest the proceeds therefrom in a
more profitable investment.

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County
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It is ordered that D. W. Wasserhok, W. F. Wasserhok and
H. A. Davis, 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 free from
dorm us, aforesaid therein.

It is further ordered, that said appraisers be sworn
as required by law, and, afterward, upon actual view

MC MANUSCRIPT CO., TOLEDO, OHIO-79204

11827

To this Court, forthwith upon execution of this order
Witness my signature and the seal of said Probate
Court at Mansville, Ohio, this 26th day of May, 1930.

[Signature] 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 the 3rd day of June, 1930.

[Signature] B. Cherry, Secy.

Oath of
Appraisers

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 real estate described and estimate
at its fair cash value, and perform the duties required
of us, in pursuance of the foregoing order.

D. W. Wasserbach.

H. F. Wasserbach. } appraisers

H. A. Bavis

Sworn to before me, and signed in my presence, this
2nd day of June, 1930.

[Signature] F. Le Roy Miller, Notary Public.

Appraisers

Appraisers' Return.

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 Thirteen Hundred
Thirty Dollars.

Given under our hands, this 2nd day of June, 1930.

D. W. Wasserbach.

H. F. Wasserbach. } appraisers

H. A. Bavis

Fees of appraisers, \$ 2.00

Confirming appraisement ^{2d} Underlying Bond.

This day came the said Plaintiff, by her
attorney, and presented to the Court, the report of
an appraisement herein made by D. W.
Wasserbach, H. F. Wasserbach, and H. A. Bavis 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.

Final Record, Union County Probate Court

MC MANUS-THOUF CO., TOLEDO, OHIO - 79204

MC MANUS-THOUF CO., TOLEDO, OHIO

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It is further ordered, that said Leta B. Cheney, Guardian execute within 3 days, to the State of Ohio, a bond with sufficient freeholders to be approved by the Court, in the sum of Twenty seven hundred and ^{no} 100 Dollars, conditioned according to law. And this cause is continued.

W.H. Husted, Probate Judge.

Approving appraisement for

Journal Entry: approving appraisement for Public Sale. Probate Court, Union County, Ohio.

June 3 - 1930.

Public Sale

This day came the said Plaintiff by her attorney, and produced to the Court the report of an appraisement herein made by D. N. Musserbach, W. F. Musserbach, and K. A. Davis, 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 Guardian employ an auctioneer to sell said real estate.

It is therefore further ordered that said Leta B. Cheney as such Guardian proceed according to law to sell the real estate described in the petition free from down at public auction for not less than 2/3 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 Marion County Ohio, 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.

W.H. Husted, Probate Judge

Guardian's Bond.

Bond

Know all men by these Presents: That M. Leta B. Cheney and American Surety Company of New York, New York City New York are held and firmly bound unto the State of Ohio, in the sum of \$3000 - for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and adms.,

Signed by us, and dated at Mansfield, Ohio, this 3rd day of June, 1930.

The Condition of the above obligation is such, that whereas the above named Leta B. Cheney was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of

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S. N. T. as such Court estate under appra and made a bond and j. now. of some such for a Estate vid.

Executed E. B. A. of Ju

Order Approving Bond for Pub

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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S. W. Robinson and, whereas the said Leta B. Cheney 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 \$1300.00

and, whereas said Court on the 3-day of June, 1930, made an order requiring said Guardian to execute a bond according to the Statute in such cases made and provided

now if the said Leta B. Cheney as Guardian aforesaid, shall faithfully discharge her 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.

Leta B. Cheney -
American Surety Co. New York
By: C. W. M^cNeil, Resident V. Pres-
dent: M. E. Willis, " Asst. Secy -

Executed in presence of

E. B. Skinner

A. J. Gilbert

This Bond approved in open Court this 3 day of June 1930. W. H. Husted, Probate Judge

Order
approving
Bond
for Pe

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

May 26-1930.

This day this cause came on further to be heard, and it appearing to the Court that the said Leta B. Cheney Guardian of the plaintiff above named, has given bond as heretofore ordered, in the sum of Three Thousand Dollars, with American Surety Company, of New York as surety, it is ordered that said bond be and hereby is approved; it is therefor further ordered that said Leta B. Cheney as such Guardian proceed to sell said real estate from from door at public 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

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79704

MC MANUS-TRUP CO., TOLEDO

11 827 Proof of Publication
 James B. Woods Business manager The Harding Publishing Co. being duly sworn, says that a printed notice, a copy of which is hereto attached, was published for five consecutive weeks in The Marion Star, a newspaper published and of general circulation in Marion County, Ohio immediately following the 26th day of June, A.D. 1930.
 James B. Woods.
 Sworn to and subscribed before me this 24th day of July, 1930.
 C. W. Kramer
 Notary Public

11 827 appr
 J. del
 Sect
 of S.
 Inc

Printers Fee \$1.00
 Legal notice
 In pursuance of an order of the Probate Court of Union County Ohio, I will offer for sale at public auction on the 26th day of July, 1930, at 2 P.M. at the door of the Court House in the City of Marion, Ohio, the following described real estate:
 Situated in the Township of Green Camp Marion County and the Township of Jackson Union County and State of Ohio, and known as 30.55¹⁰⁰ acres the north part of Lot 18 as marked on James Eaton's plat of the north part of Survey no. B 240 - (11240) in the name of Calmalader Wallace and John Watts Calmalader Wallace George Shelton Virginia Military Lands. Bounded as follows, to-wit:
 Beginning on the line dividing the counties of Marion and Union 112³/₄ poles N. 80²/₂ E. from where said county line crosses the west line of said survey; thence the southeast corner of F. C. Baldwin's land now in the name of John Bricker; thence along and in the center of a certain road S. 10⁰ E. 11 chains and 79 links; thence parallel with the south line of said Lot no. 78⁰ E. 30 chains and forty (40) links to the west line of Aronhalt's land; thence on said line N. 11¹/₂ W. nine (9) chains and four (4) links to a stone and 3 stakes the northwest corner of said Aronhalt's land, and in the south line of said Baldwin's now Bricker land; thence on said line S. 78⁰ W. 7 chains and 70 links; thence continuing along and on said last named line S. 86¹/₂ W. 22 chains and 84 links to the beginning.
 Containing 30.55 acres. Be the same more or less.
 The above tract of land situate about one mile northwest of the Village of Centerville and being a part of the 70 acre farm known as the S. H. Robinson farm, the balance of said 70 acre farm, to-wit, 40 acres will be sold at the ^{next} time and place at public auction by the Sheriff of Marion County, Ohio.
 The above described 30.55 (30.55) tract

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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appraised at \$1330⁰⁰

Terms of sale: cash.

Leta B. Cheney,

Gdn. of S. R. Robinson.

J. de Roy Allen, atty. June 26, July 3- 10, 17, 24 - 1930.

In the Probate Court, Union Co. Ohio,
Motion.

Leta B. Cheney, Gdn.
of S. R. Robinson, an alleged
Incompetent.

Plaintiff

Motion

P-

Bernard S. R. Robinson,
Clarence P. Robinson
E. Blyda Temple,
Defendants.

Motion.

Now comes the plaintiff Leta B. Cheney Guardian
of S. R. Robinson by her counsel Allen and Allen and
respectfully moves the Court to issue an alias order
of sale of the 30.55 acres hereinbefore described
in this case herein for the following reasons, to-wit:

That the premises were offered for sale on July 26-1930
after an order of sale and appraisement had been
issued by this Court and that said property was not
sold for want of bidders.

That an alias order of sale has been ordered
by the Common Pleas Court of Marion County, Ohio, in
Case No. 21046, for the sale of the 42 acres being
the remainder of the farm of which this 30.55 acres
comprises, and that it would be for the best interests
of all parties concerned that it be all sold
together.

Respectfully submitted.

Allen & Allen, atty for Defendant,
Leta B. Cheney, Gdn.

Journal
entry

Journal entry:
This day this cause came on to be heard on the motion
of the plaintiff Leta B. Cheney, Guardian of S. R. Robinson,
by her attorney, Allen & Allen, and the Court being fully
advised in the premises and for good cause shown
grants an alias order of sale of the premises
hereinbefore described in the case herein
being a 30.55 acre tract.
Wherefore, it is ordered and adjudged that an alias
order of sale be issued to the Sheriff of Marion
County, Ohio, to sell the premises hereinbefore

Final Record, Union County Probate Court

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

11827 described herein at public auction at the Court House in Marion, Ohio, according to the appraised value hereuntofor made and make due and proper return of the same to this Court.

W. H. Husted Probate Judge

In the Probate Court, Union County, Ohio.

December, 17th 1930.

Journal entry

Journal entry

On oral motion of the plaintiff and, for good cause shown, and the Court being fully advised in the premises it is ordered, that the Journal entry hereuntofor filed herein ordering an alias order of sale, to be issued to the Sheriff of Marion County, Ohio, to and the same hereby is overruled and amended.

It is therefor ordered, that plaintiff advertise said premises and sell the same under the former order of sale, and the appraisement therein and that plaintiff make due and proper return of the same to this Court.

W. H. Husted Probate Judge

Proof of Publication

Proof of Publication

James C. Woods, Business manager, The Harding Publishing Co., being duly sworn, says that a printed notice, a copy of which is herewith attached, was published for five consecutive weeks in The Marion Star a newspaper published and of general circulation in Marion County, Ohio, immediately preceding the 12 day of November, A. D. 1930.

James C. Woods

Sworn to and subscribed before me, this 10 day of December 1930.

C. M. Kramer, Notary Public

Publication #20.70

Legal notice

Legal notice

In pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale at public auction on the 13 day of Dec. 1930, at 2. P. M. at the door of the Court House in the City of Marion, Ohio, the following described real estate.

Situated in the Township of Green Camp, Marion County, and the Township of Jackson, Union County, and State of Ohio, and known as 38.56-100 acres the north part of lot 18, as marked on James Eaton's plat of the north part of survey no. 10240 in the name of Cadwalader Wallace and John Watts Cadwalader Wallace,

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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along Shelton Virginia military lands. Bounded as follows:
 Beginning on the line divided the counties of Marion and
 Union $112\frac{3}{4}$ poles N. $86\frac{1}{2}$ E. from where said county line
 crosses the west line of said survey; thence the south west corner
 of E. C. Baldwin's land now in the name of John Bicker;
 thence along and in the center of a certain road S. 10°
 E. 4 chains and 79 links; thence parallel with the south
 line of said lot N. 78° E. 30 chains and 40 links
 to the west line of Armhalls' land; thence on said
 line N. $11\frac{1}{2}^{\circ}$ W. 9 chains and four (4) links to a stone
 and 3 stakes the north west corner of said Armhalls' land
 and in the south line of said Baldwin's now Bicker
 land; thence on said line S. 78° W. 7 chains and 70 links;
 thence continuing along and on said last named line
 S. $80\frac{1}{2}^{\circ}$ W. 22 chains and 84 links to the beginning
 containing 30.55 acres. Or the same more or less

The above tract of land being situated about one
 mile north-west of the Village of Centerville and being a
 part of the 70-acre farm known as the S. K. Robinson
 farm, the balance of said 70-acre farm to wit: 40 acres
 will be sold at the same time and place at public
 auction by the Sheriff of Marion County, Ohio.

The above described 30-acre tract appraised at
 \$1330⁰⁰ (advertised Nov. 13th 19-26th Dec. 3rd & 10th 1930).
 Terms of sale: Cash.

Said premises cannot sell for less than $\frac{2}{3}$ of the
 appraised value.

Leta B. Cheney, Gen. of S. K. Robinson
 J. Le Roy Allen, Atty.
 Nov. 12-19-26. Dec. 3-10-1930.

Order of Sale - Free from Debt.

Order of The State of Ohio, Union County, Probate Court,
 Sale to Leta B. Cheney, Gen. of S. K. Robinson, an alleged
 incompetent. Hearing.

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 S. K. Robinson, are Plaintiff and New Ward 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 you from the
 donor of the following described premises, to wit:

Situated in the Township of Greencamp Marion
 County and the Township of Jackson, Union County
 and State of Ohio, and known as 30.55/100 acres
 the north part of lot 18 as marked on James Eaton's

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO

11827 plat of the north part of Survey No. 10240 in the name of Calmelader Wallace and John Watts Calmelader Wallace, belongs Chertow Virginia Military lands.

Bounded as follows, to wit:

Beginning on the line dividing the counties of Marion and Union 112 3/4 poles N. 80 1/2 E. from where said county line crosses the west line of said survey;

Bring the south west corner of F. G. Baldwin's land now in the name of John Bicker; thence along and in the center of a certain road S. 10 E. 11 chains and 79 links; thence parallel with the south line of said lot N. 78 E. 30 chains and 40 links to the west line of Aaron Balt's land; thence on said line N. 11 1/2 W. 9 chains and 4 of said Aaron Balt's land and in the south line of said Baldwin's now Bicker land; thence on said line S. 78 W. 7 chains and 70 links; thence continuing along and on said last named line S. 80 1/2 W. 22 chains and 84 links to the beginning.

Containing 30.55 acres. Be the same more or less.

Said sale to be on following terms:

Cash in hand upon delivery of deed.

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 2 day of June 1930. 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 Dec. 15th 1930.

Lota B. Barney, Adm.

Report of sale

Report of Sale

In obedience to the within order, I duly advertised the real estate therein described for sale in the Marion Daily Star a newspaper printed and of general circulation in Marion County, Ohio, where said real estate is situate, for at least 4 consecutive weeks prior to the 26th day of July, 1930, 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 P.M. I attended at the Marion County Court House

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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and offered said real estate for sale free of donor, when the same was not sold for the want of bidders I then caused the same to be legally and properly advertised a second time under the same appraisement and at 2 P.M. on the 13 day of Dec-1930. the day on which said sale was advertised to be had I offered said land free from donor therein when Ed Ruth bid to pay for the same, the sum of Eleven Hundred and no/100 Dollars - which being the highest and best bid that was offered, and being more than 2/3 of the appraised value of said premises. I then and there sold the same to him for that sum.

Loretta B. Cheney, Guardian of S. R. Robinson

Dated the 15 day of Dec. 1930.

Orde

The State of Ohio, Union County.
 The above named Loretta B. Cheney, Guardian, 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 is for the highest price she could get for said property.

Loretta B. Cheney

Sworn to before me and signed in my presence this 15 day of Dec. 1930
 J. de Roy Allen, Notary Public Union Co. Ohio
 fee claimed

In the Probate Court, Union County, Ohio.
 No. 11827

Confirming Date

Confirmation & Distribution of Proceeds of Sale of Real Estate.

Distribution

This day this cause came on to be heard upon the report of a public sale of the property discussed 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, whereupon it is ordered, that the same be and is hereby approved and confirmed.

And, it is further ordered, that said Loretta B. Cheney, as Guardian, make to the purchaser, Ed Ruth, a good and sufficient deed for the premises so sold.

And, the Court coming now to the distribution of the proceeds of said sale, amounting to \$1100.00 - the said Ed Ruth, purchaser, having paid

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO

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the said purchase price of \$1100⁰⁰, cash. it is ordered that said Guardian, out of the moneys in her hands pay:

First:

To the Treasurer of this County, taxes, penalties, and interests thereon against said property, to wit: the sum of \$33.82

Second:

To the Treasurer of Marion County, taxes, penalties and interests thereon against said property, to wit: the sum of \$3⁸⁰

Third:

To the Treasurer of Union County, the special assessment for the Willow Swamp Joint Ditch for the year 1930, to wit: the sum of \$20⁰⁰

Fourth:

To the Treasurer of Marion County, the special assessment for the Willow Swamp Joint Ditch for the year 1930, to wit: the sum of \$2⁰⁰

Fifth:

Costs and expenses incurred in the sale of said land still unpaid, plaintiff leaving paid the expenses of advertising and probate court costs heretofore at the time said real estate was advertised the first time and not paid for want of bidders being all of the costs still unpaid itemized, as follows, to wit:

1. To W.H. Husted for advertising said property, to wit: the sum of \$20⁷⁰

2. To Allen & Allen, city fees, for conducting said land sale, to wit: the sum of \$64⁰⁰

3. To Leta B. Chorney, compensation for said land sale, to wit: the sum of \$64⁰⁰

And it is ordered, that the balance of said sum amounting to \$890⁴⁴ be retained by said Leta B. Chorney, as Guardian of S. R. Robinson, and that the same, together with other moneys in her possession be invested and re-invested according to law as she in her discretion as such Guardian may deem wise and proper and that finally the same may be accounted for and distributed according to law.

W.H. Husted

Probate Judge

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Oct. 24

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Petition

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MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

11931
 Oct. 24 1930. Petition for Sale of Real Estate to Pay Debts.
 Lela Donley, Adx.,
 of the Estate of
 Frank Donley, deceased,
 Plaintiff.

Civil action

Wesley Donley,
 Lela Donley and
 The Citizens Home^{ing}
 Savings Company,
 Defendants.

Petition to
 Sell Real Estate.
 Petition.

Petition

The Plaintiff represents that she is the duly appointed and qualified adx. of the estate of Frank Donley late of Union County, Ohio, deceased; that the amount of debts due from the deceased, is Three Hundred Dollars, as near as can be ascertained, that the charges of administration of said estate will amount to about \$60.00 and that the total value of the personal estate and effects of said deceased, is but \$100.00 - being thereby insufficient to pay the debts and costs aforesaid.

The plaintiff further represents that said Frank Donley died in fee simple seized, of the following described real estate, situate in the County of Union and State of Ohio, to-wit:

Being lots No. 516, 517, 524 and 525 of Sunny Side Park Addition to the Village of Marysville, Ohio, which includes the Wm. Robinson Addition to said Village.

For a more definite description of said lots referred to herein, is hereby made, to the recorded plat of said Addition as found in the office of the County Recorder of Union County, Ohio.

The said decedent died leaving the defendant Lela Donley his widow who is entitled to dower in said premises; that the defendant Wesley Donley is the only child and heir at law of said decedent having the next estate of inheritance from said Frank Donley deceased, in said premises; that the Defendant, The Citizens Home and Savings Co. has a claim to have and hold some heir or claim on lot - 524 as recorded.

The plaintiff therefore prays that the dower of said Lela Donley in said premises may be assigned and set off to her; that the rights, interests, and liens of the said Wesley Donley

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO

11931

and the Citizens 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 debts according to the statute in such cases made and provided and for all other proper orders and relief in the premises.

Wm. L. Myers

Order

The State of Ohio, Union County, ss.
Sela Donley adv. 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.

Sela Donley

Done to before me and signed in my presence, this 23-day of October 1930

Wm. L. Myers Notary Public

Prarise

Probate Court, Union County, Ohio

Prarise

To the Judge and Ex. office Clerk of said Court:
Issue Summons for said The Citizens Home and Savings Co. and, Wm. L. Donley, a minor (Indorse" action to call real estate to pay debts) Defendant, directed to the Sheriff of said County, returnable according to law.

Wm. L. Myers

Plaintiffs Atty.

Filing Petition

Journal Entry: Filing Petition to Sell Real Estate.
This day came the plaintiff Sela Donley adv. of the estate of Frank Donley and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said Frank Donley deceased, to pay 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 terms 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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Summons

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11931

Summons

Summons on Petition to Sell Real Estate,
The State of Ohio, Union County ss.

To the Sheriff of Union County, Greeting:

You are commanded to notify The Citizens Home and Savings Company, Lela Donley, and Mrs. of Ursel Donley, and Ursel Donley a minor making service of this summons upon them and also upon the guardian or father, or, if neither can be found, upon the mother or the person having the care of such infant, or with whom she lives: that they have been sued by Lela Donley administratrix of the estate of Frank Donley deceased, in the Probate Court of Union County, Ohio, and that unless they answer by the 22 day of Nov. 1930, the petition of the said Plaintiffs, for the sale of the real estate of said deceased therein described, for the payment of debts of said estate, 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 3 day of November 1930.

Witness my signature and the seal of said court, this 24 day of Oct. 1930. (S)

W. T. Husted, Probate Judge

Return

Sheriff's Office, Union County, Ohio,
Oct. 27 - 1930.

Return

Sheriff

Received the within writ on the 24 day of October 1930 at 4 P. M. and pursuant to its commands I served the same, by delivering a copy of it with endorsements thereon, personally to the within named defendants, on the 27 day of October, 1930.

Citizens Home and Savings Company (Jennie McCloud Book-keeper), Lela Donley, and Ursel Donley, a minor, and also on the same day and at the same hour I served the within named Lela Donley with a true copy of this writ personally she being the mother of said Ursel Donley a minor and with whom said minor resides.

J. B. Lingard Sheriff

By Mary E. Glavin, Deputy.

Sheriff's Fees 75-

names 5-0

Messager 10-0 Local \$ 2.25

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO

11931
Cross Petition
of
Citizens Home
or
Savings Co-

In the Probate Court, Union County, Ohio
Cross Petition of the Citizens Home and
Savings Company.

This defendant says that it is an Ohio
corporation with its principal place of business at
Marysville, Ohio.

On the 30th day of June, 1926, the said Frank Donley
and Lela Donley, his wife executed and delivered to this
defendant their promissory note for the sum of \$700⁰⁰
with interest at the rate of 7% from date; that there is
now due upon said note the sum of \$663²⁹ with 7%
interest from November, 29 - 1930.

On said date, in order to secure the payment of said
note the said Frank Donley and Lela Donley executed
and delivered to this defendant their mortgage deed, thereby
conveying the premises described in the petition.

Said mortgage was conditioned upon the payment of
said note.

Said mortgage was filed with the Recorder of Union
County on the 30th day of June, 1926, at 2 P.M. and was by
him recorded, in Vol. 94, page 227, of the Mortgage Records
of said county, and is the first and best lien on said
real estate.

Wherefore, this defendant prays that upon the
sale of said real estate said sum of \$663²⁹ with 7%
interest from November, 29 - 1930 be first paid out of
the proceeds.

C. A. Hooper, Atty. for the Citizens
Home and Savings Co-

State of Ohio, Union County, ss.

Sub

R. B. New, being first duly sworn, says that he is the
Secretary of the Citizens Home and Savings Co. one of the
defendants in the above cause of action, and that
the facts stated and allegations made are true, as he
truly believes.

R. B. New.

Sworn to before me, and subscribed in my presence
this 29th day of November, 1930.

C. A. Hooper, Notary Public

11931
Order on
Hearing
of
Appraisement.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Journal Entry: Order on Hearing of appraisement, Probate Court, Union County, Ohio, November 28- 1930.

Order on

Hearing

of

Appraisement.

This day this cause came on to be heard upon the petition evidence and testimony and the answers of Lela Donley widow; John W. Dailey Guardian ad litem for Frank Donley minor; and The Citizens Home and Savings Co. 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 Lela Donley widow of said Frank Donley deceased is entitled to dower in said real estate; that said she by her answer herein, waives the assignment of dower and homestead in said premises, by metes and bounds, or in rents and profits and consents to the sale of said premises free from her interest therein, and the Court being satisfied that it is necessary to sell the real estate of said Frank Donley described in the petition, to pay his debts.

It is ordered, that Norman C. Bown, Chas. D. Mott, and Herman Dollinger three suitable and judicious disinterested men of the vicinity of said real estate who are freeholders to, and they hereby are appointed to appraise said lands at their true value in money free from the homestead and dower of said Lela Donley therein.

It is further ordered that said appraisers to serve 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 24 day of November, 1930, and this cause is continued.

Witnessed, Probate Judge.

Order of appraisement.

Order of appraisement. The State of Ohio, Union County ss. Probate Court. To Lela Donley, 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 Adx. of the estate of Frank Donley, deceased are Plaintiff and Frank Donley et al are defendants you are commanded that by the acts of Norman C. Bown, Chas. D. Mott, and Herman Dollinger judicious disinterested men of the vicinity of said to the petitioner, who are freeholders

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79201

MC MANUS-THROUP CO., TOLEDO

11931

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 homestead and the donor estate of Lela Donley therein, to wit:

Being lots No. 516, 517, 524, and 525 of Sunny Side Park, Addition to the village of Mansville, Union County, Ohio, and which includes the Wm Robinson Addition to said Village.

For a more definite description of said lots reference is hereby made to the recorded plat of said additions as found in the office of the County Recorder of Union Co. Ohio 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 28th day of November, 1930

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 the 28th day of November, 1930

Lela Donley

Oath of appraisers

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.

Norman C. Bown, Chas. D. Mott, H. C. Drellinger appraisers

Worn to before me, and signed in my presence, this 28th day of November, 1930

Wm. Maud Pyles

Notary Public.

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:

One thousand four hundred and 7/100 Dollars as follows, to wit:

- Lot No 516 - at \$ 50⁰⁰
- " " 517 " 50⁰⁰
- " " 525 " 100⁰⁰
- " " 524 " 1200⁰⁰

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Answer of Widow

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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Given under our hands, this 28. day of November, 1930
Norman C. Bours. Chas. D. M.H. H.C. Dooling's appraisers.
Fees of appraisers \$1.00 per day, each

Affidavit
of
Widow

Affidavit of Widow.
Probate Court, Union County, Ohio.
No. 11931

And now comes Lela Donley 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
Frank Donley, deceased, and as such is entitled
to dower in the premises described in said petition
that her age is — years, and she fully consents to
said sale as prayed for, and waives the assignment
of dower and homestead 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 homestead and dower estate therein, and that
the value of such estate may be allowed and paid
her in lieu thereof out of the proceeds of the sale
by such sum of money as the Court deems the
just and reasonable value of her interest in said
real estate.

Lela Donley.

Oath

The State of Ohio Union County,
Lela Donley being duly sworn, says that the
statements in the foregoing affidavit are true, as she
truly believes.

Lela Donley.

Sworn to before me, and signed in my presence,
this 28. day of November 1930.

W. Mand Pyles
Notary Public.

appl- to
sell
Real est. at
Private sale.

Application to Sell Real Estate at Private Sale.
Probate Court, Union County, Ohio.
No. 11931.

Application

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

1. Said real estate can be sold forthwith, for
Cash at the appraised value thereof.
2. That the appraised value is all said
real estate is reasonably worth.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

11931

3. To sell at private sale will save the expenses of advertising and offering for sale at public sale.

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

Lela Donley, adx., of the Estate of Frank Donley, decd.

The State of Ohio, Union County.

Oath

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

Lela Donley.

Brought to before me, and signed in my presence, this 28 day of November, 1930.

Maud Pyles, Notary Public

Affidavit of Disinterested Person.

Affidavit of Disinterested Persons.

The State of Ohio, Union County.

R. B. Merr and F. W. Galloway, 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 interests of the said estate to sell said real estate at private sale than at public sale, as they verily believe.

R. B. Merr.

F. W. Galloway.

Brought to before me, and signed in my presence, this 28 day of November, 1930.

Maud Pyles, Notary Public

Appl. for Appt. of Guardian ad litem

Application for Appointment of Guardian ad litem, Probate Court, Union County, Ohio, November, 28 - 1930.

To the Hon. W. B. Husted, Judge, of said Court:

The undersigned, Lela Donley, the plaintiff as adx., of the estate of Frank Donley, deceased, makes application for the appointment of a Guardian ad litem for the minor defendant in the above entitled case.

The defendant, Ursel Donley being over the age of 14 years and has been duly served with summons herein, and has neglected for more than twenty days after the return of the service of summons on her to apply for a Guardian ad litem.

The undersigned suggests that John W. Dailly who is a suitable person be appointed as such Guardian ad litem.

Lela Donley.

11931

Appt. of Guardian ad litem.

This Ursel Donley of said estate in the above entitled case and herein the said for for it is is a defen und.

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Probate Court, Union County, O.

November 28, 1930.

vs. 11931. Appt. of Guardian ad litem.

Appt. of Guardian ad litem.

This day Selva Donley, the Plaintiff 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 Ursel Donley a minor over the age of fourteen years and has been duly and legally served with summons herein and has neglected for more than 30 days after the return of the service of summons, to apply for the appointment of a Guardian ad litem for her for the suit.

it is ordered that John W. Dailay Sr. and he hereby is appointed Guardian for the suit for said minor defendant.

And now comes the said John W. Dailay and in open court accepts said appointment

W. H. Hensel Probate Judge

Answer of Guardian ad litem

Probate Court, Union County, Ohio.

vs. 11931

Answer of Minor Defendants

And now comes the said Ursel Donley the minor defendants to the petition in said cause by John W. Dailay 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 she is 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 28 day of Nov. 1930.

Ursel Donley.

By John W. Dailay.

Guardian ad litem.

Probate Court Union County, Ohio.

November 29, 1930.

No. 11931

Confirming appraisement &c.

Ordering Private Sale.

This day this cause came on further to be heard, and it appearing to the Court that the

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-29201

MC MANUS-TRUP CO., TOLEDO, OHIO-29201

11931

appraisement heretofore ordered, has been duly made, the same is hereby confirmed said appraisement being One thousand four hundred and ^{two} Dollars free from the dower and homestead estate therein of Lela Donley widow of Frank Donley deceased.

And the plaintiff above named having given Bond dated April 26-1930, in the sum of \$5000- with C. G. Graham and L. C. Graham sureties, conditioned according to law, and approved by the Court, in case No. 11819 appointment.

And it appearing to the Court, that it would be in the interest of said estate to sell the real estate described in the petition at private sale:

It is now ordered, that said plaintiff proceed to sell said real estate free from homestead and said dower estate, at private sale, at not less than the appraised value thereof, and upon the following terms: Cash in full, in hand, on confirmation of sale.

Witness my hand, Probate Judge

Order of Sale free from Dower.

Probate Court

Order of Sale

The State of Ohio, Union County.

To Lela Donley, 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. of the estate of Frank Donley, deceased, are Plaintiff and Lela Donley, et al. are Defendants, you are commanded to proceed according to law, to sell at private sale for not less than \$1400⁰⁰ the appraised value thereof free from the dower of Lela Donley, widow of Frank Donley, decd. the following described premises, to wit:

Being lots, No. 516, 517, 524 and 525 of Sunny Side Addition to the Village of Marysville, Union County, Ohio, and which includes the Mrs. Robinson Addition to said Village.

For a more definite description to said lots reference is hereby made, to the recorded plat of said Addition as found in the office of the County recorder of Union County, Ohio.

Said sale to be private and to be upon the following terms: Cash, in hand, in full, on confirmation of sale.

You will make return of your proceeds 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 Nov., 1930.

Wm. Husted

Probate Judge

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Report

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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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 29 day of November, 1930.

Lela Donley.

Report

Report of Sale, Private

of

In obedience to the within order, I sold said premises on the 29 day of November, 1930, to C. C. Graham, and G. G. Graham, for the sum of fourteen dollars said sum being the appraised value of the same.

Dated, the 29 day of November, 1930.

Lela Donley.

Order

The State of Ohio, Union County.

The above named Lela Donley, 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.

Lela Donley

Sworn to before me and signed in my presence this 29 day of November, 1930.

Maud Pyles, Notary Public

orders

approving

Journal Entry: Orders approving and Confirming Sale, Probate Court, Union County, Ohio, November 29, 1930.

Confirming

This day this cause coming on to be heard on the report of Lela Donley, adm. of the estate of Frank Donley 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 Frank Donley and Lela Donley in said real estate to the purchasers, C. C. Graham and G. G. Graham, upon the said purchaser paying the purchase money to the plaintiff as such administratrix.

It is further ordered that this proceeding be recorded.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79201

MC MANUS-TRUP CO., TOLEDO, OHIO - 79201

11931 and that said petitioner pay the costs herein taxed within ten days.

W. H. Husted, Probate Judge

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Order of Distribution

Journal entry: Order of Distribution Probate Court, Union County, Ohio. December 15th 1930.

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 One thousand four hundred and ^{no} 100/100 Dollars; and the said Lela Donley 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 said sale: The Court finds the just and reasonable value of her dower interest in said real estate to be the sum of Three hundred Twenty Three and 42/100 Dollars. The Court finds that there is due the said The Citizens Home and Saving Co. upon the note set forth in its answer and cross petition from the estate of said Frank Donley, the sum of Six hundred forty three and 34/100 Dollars with interest thereon from the date of this entry: that the said Frank Donley and said Lela Donley 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 Adx. arising from the sale of said premises. It is ordered that an entry of release and satisfaction of said mortgage be entered of record in the office of the recorder of Union County, Ohio, according to law.

It is further ordered that said Adx. out of the money in her hands pay:

First: To the Treasurer of this County, the sum of \$17⁶³ 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 \$35⁰⁰ to Messrs L. Myers and \$76⁰⁰. The percentage of said Administration herein amounting to the sum of \$158⁰⁵ third: To Lela Donley widow the sum of \$323⁴² which the Court finds to be the value of her dower interest in said premises.

Fourth: To the Citizens Home and Saving Company on the note and mortgage set forth and described

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MC MANUS-THOUF CO., TOLEDO, OHIO-79204

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in its answer and cross-petition herein the sum of \$643.³⁴ 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 \$257.⁵⁷ be accounted for by said Ady. according to law.

And it is further ordered that this proceedings be recorded, and that said petitioner pay the cost herein at \$ -- out of the proceeds of said sale, within ten days.

Edmund H. Carter acting Probate Judge
Common Pleas Judge. Dec. 15-92 B.C.

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-72204

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Sept. 2.

1930

Petition to Sell Real Estate to Pay Debts.

In the Probate Court of Union County, Ohio.

Wm. H. Saunders, Administrator
of the estate of
Mary E. Momy, deceased.
Plaintiff

vs.

B.C. Shoup, James A. Shoup,
Bessie K. Shoup,
Charlie R. Shoup,
Chester O. Shoup,
Mary M. Jordan,
Elizabeth Shoup,
Estley Shoup,
Frank Shoup,
Charles W. Phelps,
Lelam E. Phelps,
J. S. Stucky,
Defendants.

Petition to sell
Real Estate
to
Pay Debts.

The plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Mary E. Momy, late of Richmond, Union County, Ohio, deceased, and is still acting as such administrator; that the amount of debts due from the deceased is seventeen hundred thirteen and 4/100 dollars (\$1713.40) as near as can be ascertained, a copy of which is as follows, to wit:

W. R. Sanders	undertaker for burial	\$188.65
Dr. R. K. Linsbrook	medical services	731.00
Mrs. Jas. A. Shoup	nursing	18.50
Mrs. M. Lee	demands on real estate	28.99
R. S. Stucky	note secured by mortgage	580.00

That the charges of administration of said estate will amount to about \$200 and that the total value of the personal estate and effects of said deceased is but \$235.00 being wholly insufficient to pay the debts and costs aforesaid.

The Plaintiff further represents that said Mary E. Momy, died seized 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 Number 795, of the Charles A. Person addition to the said Village of Richmond, Ohio as the same is numbered and delineated on the recorded plat thereof in Plat Book No. 1 Union County, Ohio records.

Petition

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Plaintiff represents that the above described 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 free from any donor estate therein for the reason that the deceased, Mary E. Money, was unmarried at the time of her decease and that the amount of said appraisement is \$1200⁰⁰

That plaintiff has given Bond as such Administrator in the sum of \$3000⁰⁰.

Plaintiff further represents that said Mary E. Money died seized in fee simple of the following described real estate situated in the county of Union, in the State of Ohio and in the village of Richmond, Ohio and bounded and described as follows:

Being lots number six hundred and seventy-seven and (677)

seven hundred and forty-four (744) in Beems Addition to the Village of Richmond Ohio

For a more specific description reference may be had to the Recorded Plat on record in the Recorder's office at Mansfield, O.

Plaintiff represents that Mary E. Money during her life time executed a contract of sale of the last above described real estate in Beems Addition in which Mary E. Money was the grantor, and Charles W. Phelps and Clara E. Phelps were the grantees and that the said Charles W. Phelps and Clara E. Phelps took possession under said contract of sale and made several payments in accordance therewith.

Plaintiff represents that the said Charles W. Phelps and Clara E. Phelps have not made the necessary payments which was a condition of their contract and that the condition having been broken that the contract of sale is rendered null and void.

Plaintiff represents that the last above described real estate in Beems Addition was not appraised by the appraisers of the personal estate of said decedent and the plaintiff herein requests the Probate Court of Union County, Ohio to Order that there be three disinterested judicious persons appointed to appraise the last above

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Final Record, Union County Probate Court

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

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described real estate at its true value in money. The said decedent died leaving the defendants B. C. Shump, James A. Shump, Besier H. Shump, Charles R. Shump, Chester O. Shump, Mary M. Jordan, Elizabeth Shump, Estley Shump, and Frank Shump, who are the only heirs at law of said decedent having the right of estate of inheritance from said Mary E. Wemy, deceased, in said premises. That the defendants Chas. H. Phelps and Clara C. Phelps may claim some interest by reason of the aforesaid mentioned contract of sale and that the defendant J. S. Stucky claims to have a mortgage lien in said premises.

The Plaintiff therefore prays that the above described contract of sale be rendered and adjudged null and void and of no effect. That the rights, interests and liens of the said J. S. Stucky may be fully determined, adjusted and protected according to equity and that your Petitioner may be authorized and ordered to sell said real estate and for all other proper orders and relief in the premises.

F. LeRoy Allen attorney for Plff.

State of Ohio, Union County, ss.

Code

Percy B. Sanders, the herein 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.

Percy B. Sanders

Adv.

Sworn to before me, and subscribed in my presence this 30th day of August, 1930.

Robert F. Allen

Notary Public

Receipt

Receipt to the Clerk:

Issue summons for said B. C. Shump, James A. Shump, Mrs. C. B. Shump, Charles R. Shump, Chester O. Shump, Mary M. Jordan, Elizabeth Shump, Estley Shump and Frank Shump, directed to the Sheriff of Union County Ohio, returnable according to law. Also issue summons for said J. S. Stucky, directed to the Sheriff of Warren Co. Ohio, returnable according to law. Endorse, summons "action for sale of real estate to pay debts"

F. LeRoy Allen

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Filing Petition

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Summons

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MC MANUS-TRUMP CO., TOLEDO, OHIO-79204

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In the Probate Court of Union County, Ohio,
August 30 - 1930.

Filing
Petition

Journal Entry:

Filing Petition to Sell Real Estate.

This day came the plaintiff Percy M. Sanders adw., and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Mary E. Money deceased, to pay 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

Summons

Summons on Petition to Sell Real Estate

The State of Ohio, Union County, Probate Court.
To the Sheriff of said County:

You are commanded to notify J. B. Struckay at Respect that on the 2nd day of September A. D. 1930 Percy Sanders adw. of the estate of Mary E. Money 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 4th day of October 1930, said petition will be taken as true and an order granted accordingly.

Said Sheriff will make due return of this writ on the 15th day of September, 1930.

Witness my hand and the seal of said Court, this 2nd day of Sept. 1930.

W. H. Husted, Probate Judge

Sheriff
Return

Sheriff's Return

The State of Ohio, Union County
Received this writ Sept. 3-1930. (at 9 o'clock a.m.) and pursuant to its command, I did on the 9th day of Sept. 1930 serve the same by personally handing a true and duly certified copy of this writ with all the indorsements thereon to J. B. Struckay, whereon this writ is returned.

John J. Francis, Sheriff
By Ray Chapman, Deputy

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

11898

Shuff's Trs.

Accts and Return, 1935

23 miles. 8. 1.60 Total \$7.35

Motion

Motion.

In the Probate Court of Union County, Ohio, now comes the plaintiff and moves the Court to dismiss from the Petition herein the following described real estate tract:

Situated in the County of Union, State of Ohio, and in the Village of Richmond and being lots nos. 677 and 744 in Beams addition to the Village of Richmond Ohio. (For a more specific description reference is hereby made to the recorded plat in the Recorder's office at Mansfield, Ohio).

For the reason that in an action heretofore filed in this Court being cause no. — it was ordered that plaintiff herein complete a certain contract for the sale of said tract of land and that on or about the 17th day of September 1930. said contract was completed according to its terms, as fully appears in the record thereof, and thereby the said within described real estate has been converted into money by plaintiff.

Allen and Allen,

Atty. for Plaintiff.

Journal Entry:

On motion of plaintiff and for good cause shown and the Court being fully advised in the premises and on consideration thereof, the real estate specifically described as follows, to wit:

Situated in the County of Union, State of Ohio and in the Village of Richmond and being lots nos. 677 and 744 in Beams addition to the Village of Richmond Ohio. (For a more specific description reference is hereby made to the recorded plat in the Recorder's office at Mansfield, Ohio).

is dismissed from the Petition herein and withdrawn from further procedure thereof. And it is ordered that said Petition and the proceedings herein continue in all other particulars except concerning the specific described real estate hereby ordered withdrawn from said procedure.

W. H. Wasted

Probate Judge

11898

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MC MANUS-THOUF CO., TOLEDO, OHIO - 79204

11 898

In the Probate Court, Union County, Ohio.
vs. 11 898.
Motion.

Motion

Now comes the Plaintiff and moves the Court to dismiss the pursuing defendants from the case herein the defendant C. L. Shamp, who died since this proceeding started and leaves Besaic B. Shamp, his widow and Charles P. Shamp, Chester O. Shamp and Mary M. Jordan, his children who are his only legal representatives. The defendant, Elizabeth Shamp, who was the wife of Sylvester Shamp, Sylvester Shamp, having died twenty years ago, therefore Elizabeth Shamp, having no interest in this property.

The defendants, Charles B. Phelps and Clara E. Phelps, because the real estate in which they were interested and for which they were made defendants in this action, has been heretofore dismissed by motion and Journal Entry from the case herein.

Allen and Allen,
Attys. for Plaintiff

Journal Entry:

On motion of plaintiff and for good cause shown and the Court, being fully advised in the premises and on consideration of the following defendants C. L. Shamp, Elizabeth Shamp, Charles B. Phelps, and Clara E. Phelps, are dismissed from the Petition and action herein.

And it is ordered that said Petition and the proceedings herein continue in all other particulars except concerning the specific defendants hereby ordered withdrawn from said proceeding.
W. H. Wasted, Probate Judge

waiver

Waiver of Summons, on Petition to Sell Real Estate.

Probate Court Union County, Ohio.

We, the undersigned parties defendant, to the Petition in the above entitled action, do, each of us, hereby waive the issuing 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.

Sept. 4 - 1930.

B. C. Shamp,
Chester O. Shamp
Frank Shamp.

Janus H. Shamp, Charles P. Shamp,
Besic B. Shamp, E. A. Shamp,
Mary M. Jordan.

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11 898

Journal Entry: Order approving Bond for Public Sale.
Probate Court, Union County, Ohio.
October 15th 1930.

approving
Bond

Public sale

This day this cause came on further to be heard and it appearing to the Court that the said Percy Sanders, adm. of the estate of Mary E. Momy the plaintiff above named has given bond (as heretofore ordered) in the sum of three thousand and ^{no}/₁₀₀ Dollars. That said bond be and hereby is approved.

It is therefore further ordered that said Percy Sanders Administrator of the estate of Mary E. Momy deceased, as such Administrator proceed according to law to sell the real estate described in the petition at public auction for not less than ²/₃ the appraised value, on the following terms cash.

It is further ordered that said petitioner give notice four weeks consecutively of the terms and time and place of sale, five weeks, in some newspaper printed and of general circulation in Union County, Ohio, where said real is situate.

and said petitioner is ordered to make return to this Court immediately after such sale is made, and this cause is continued.

W. H. Huslid Probate Judge
Legal notice

Legal
notice

State of Ohio Union County

Personally appeared before me O. A. Kiegly and made oath that the notice, a copy of which is hereto attached, was published for 4 consecutive weeks on and after Oct. 30th 1930, in the Richmond Gazette, a newspaper of general circulation in the county aforesaid.

O. A. Kiegly

Notary to before me and signed in my presence this 20th day of November, 1930.

Louis B. Snyder, Notary Public

Quintus L. 2nd & 3rd.

Legal notice

In pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale at public auction on the 27th day of November, at 1 o'clock at door of the Court House, in Mansfield, Ohio, the following described real estate situate in the County of Union State of Ohio and Village of Richmond: Being all of Lot 795 of the Charles A. Larcomb addition to the said village of Richmond, Ohio, as the same is numbered and delineated on the recorded plat thereof in Plat Book No. 1 Union County, Ohio records

Appraised at \$1200⁰⁰.

Terms of sale, cash.

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Order of

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payments of 10 per cent on day of sale, and the remainder of the purchase price to be paid when the deed is delivered.
Perry W. Sanders
Ad-

Oct. 30 - 1930

Order of Sale No Down.

Order of

The State of Ohio
Sale Union County.

Probate Court

To Perry Sanders, Adr. of the estate of Mary E. Money, dect
Kestling:

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 Adr. of the estate of Mary E. Money, deceased, are Plaintiff and B. C. Shump, 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, the following described premises to-wit:

Situated in the County of Union State of Ohio, and in the village of Richmond, to-wit: Being all of Lot No. 74 of the Charles A. Lurcomb, addition to the said village of Richmond on the recorded plat thereof in Plat Book No. 1, Union County, Ohio, records.

Said Sale, to be on the 22 day of November, 1930, 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 Mansville, Ohio, this 15th day of Oct 1930

J. W. 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 thereto attached.

Dated the 24 day of November, 1930

Perry Sanders, Adr-

By his atty, Robert F. Allen.

Report of Sale.

Report

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 situated for, at least four consecutive weeks prior to the 22 day of November 1930, the day of sale therein mentioned; stating in the notice the time, place, and terms of sale; and on said day,

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO

11 898

at the hour of 1 P.M. I attended the sale by my attorney Allen & Allen and offered said real estate for sale when Laurence Emmit Southwick and Germa Southwick bid to pay for the same the sum of eight hundred and no/100 Dollars, which being the highest and best bid that was offered and being exactly two-thirds of the appraised value of said premises, I then and there sold the same to him for that sum.

Percy B. Sanders Adm.

By Robert T. Allen, his attorney

Dated Nov. 24- 1930.

Report of Sale

Report of Sale

The State of Ohio, Union County, as atty. for the above named Percy Sanders Adm. of the estate of Mary E. Money 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.

Percy Sanders, Adm.

By Robert T. Allen, his attorney.

Shown to before me and signed in my presence this 24 day of November 1930.

By Clara B. Husted

Dupuy Clerk

Journal Entry

Confirmation

In the Probate Court of Union County Ohio No. 11 898

Confirmation of Sale and Distribution of Proceeds

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 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 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 Percy Sanders as such administrator make to the purchaser L.S. Southwick a good and sufficient deed for the premises so sold.

And the Court now coming to the distribution of the proceeds of said sale amounting to \$800- it is ordered that said administrator

11 898

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1. Rec. for

2. B. 3. To

And sur. Adm.

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11898 out of the moneys in his hands, pay:

First:

To the Treasurer of this County, Taxes penalties and penalties and interests thereon against said property, to wit: the sum of \$23.10

Second: costs and expenses incurred in the sale of said land, the sum of \$114.⁵⁰ as follows:

1. Probate Court costs which includes \$48- to Allen and Allen for attorneys fee, amounting to \$64.⁵⁰,

2. Bert Evans, auctioneer, the sum of \$20.

3. To Percy Sanders the percentage of the ad., the sum of \$48.⁰⁰.

And it is ordered, that the balance of said sum, amounting to \$662.⁴⁰, be distributed by said Administrator as provided by law.

W. H. Husted, Probate Judge -

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Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-72204

MC MANUS-TROUP CO., TOLEDO, OHIO-72204

11 930
Oct 23-1930

Petition for Sale of Real Estate to Pay Debts.

In the Probate Court of Union County, Ohio.
The Plaintiff represents that he was on the 27th day of December, 1928, duly appointed and qualified administrator of the estate of Anna C. Green, late of Union County, Ohio, and is still acting as such administrator.

That the amount of debts due from the deceased is Two Hundred Eighty-Two and ⁸⁵/₁₀₀ Dollars (\$282⁸⁵) as near as they can be ascertained, a schedule of which debts, is as follows, to wit:

Lloyd Winter Bon. \$ 282⁸⁵

Petition

That the charges of administration of said estate will amount to about \$200- and that the personal property and effects of said deceased were appraised and sold hereinafore by order of the Probate Court and that the proceeds of said sale were applied on the debts of the estate of Anna C. Green, leaving the above described due Lloyd Winter Bon. unpaid.

The plaintiff further represents that said Anna C. Green died seized in fee simple of an undivided one-half interest in the following described real estate situate in the County of Union, State of Ohio, Township of Washington, and bounded and described, as follows, to wit:

Being a part of Survey No. 9896, and described as follows:
By true meridian courses and as
Beginning at a stone (witnessed by a bur oak tree) southwest corner to Lot No. 3, of the division of Survey No. 9896, and in the Greenville Treaty line; thence with said north line 83° 15' East 79.26 poles to a stone (witnessed by a burk at the southwest corner of Lot No. 2) thence with the east line of said lot north 6° 45' West 50.48 poles to a stone; thence South 83° 15' West 79.26 poles to a stone in the West line of said lot No. 2; thence with said line south 6° 45' East 50.48 poles to the beginning, containing 25 acres of land, more or less.

Plaintiff represents that said undivided one-half interest in the above described 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, free from any donor estate therein and that the amount of said appraisement is \$620⁰⁰. That plaintiff has given bond, as such administrator in the sum of \$1000⁰⁰.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Plaintiff represents that the above described 25 acre tract of land is a part of a farm of 85 acres of land hereto operated as one unit. The buildings of said farm being situated on the 60 acre tract of land, and no building being situated on the 25 acre tract of land. That there is an action pending in the Common Pleas Court of Union County, Ohio, entitled "The Ohio Pennsylvania Joint Stock Land Bank, Plaintiff v. Henry Sherman Green, et al. Defendants, case no 12823" which action is for the foreclosure of a mortgage upon the 60 acre tract of land and sale of the premises to satisfy the mortgage. That it would be practically impossible to rent the herein before described 25 acres of land after the 60 acres of land is sold in the said foreclosure proceedings.

The plaintiff represents that the defendant Estella Neel has or claims to have some interest in the 25 acres of land by virtue of a mortgage executed by Henry Sherman Green, widower of Anna C. Green, W. F. Green, and Emma Green, which mortgage is recorded in mortgage Book 95 page 877, in the Recorder's office at Mansfield Ohio.

The said decedent died leaving the defendants W. F. Green and Bertha Isabelle Green Kyle, the only children and heirs at law of said decedent having the next estate of inheritance from the said Anna C. Green, deceased, from said premises. Wherefore plaintiff prays that the rights, interests and claims of the said Estella Neel and W. F. Green and Bertha Isabelle (Green) Kyle, may be fully determined, adjusted and protected according to equity and that your Petitioner may be authorized and ordered to sell said real estate and for all other proper orders and relief in the premises.

Allen and Allen,

attys for Plaintiff.

State of Ohio, Union County ss.

Order

Lloyd Winter, 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.

Lloyd Winter
sworn to before me and subscribed in my presence this - day of October 1930
Robert F. Allen, Notary Public.

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79704

MC MANUS-THROUP CO., TOLEDO, OHIO-79704

11930.

Receipts

To the Probate Judge:
Please issue summons for the said Bertha
Isabella Green Kyle, who resides at 481 Blain av. Marion,
Ohio, directed to the sheriff of Marion Co. and make
same returnable according to law.

Receipts

Issue summons for the defendant, W. T. Green of West
Manassfield Ohio, directed to the Sheriff of Logan Co. Ohio,
and make same returnable according to law.

Issue summons for the defendant, Estella Neal, directed
to the Sheriff of Union Co. Ohio, and make same
returnable according to law.

Endorse summons Petitioner to sell real estate,
to pay debts.

Allen and Allen.

Attys. for Plaintiff.

In the Probate Court Union County, Ohio.

Oct. 23 - 1930.

Journal Entry:

Filing Petition to Sell Real Estate.

Filing
Petition

This day came the plaintiff, Lloyd Winter Adm.
of the estate of Anna C. Green, decd. and presented
to this court his petition, duly verified, praying an
order for the sale of real estate of the said Anna C.
Green, 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 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.

Summons on Petition to Sell Real Estate

Summons

The State of Ohio, Union County, Probate Court.
To the Sheriff of said County:

You are commanded to notify Estella Neal at
Pickwood, Ohio, and W. T. Green, in Washington Ind.
that on the 23 day of Oct. 1930 Lloyd Winter adm. of the
estate of Anna C. Green, 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
Nov. 1930, said petition will be taken, as true, and

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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an order granted accordingly.
Said Sheriff will make due return of this writ on the 3rd day of Nov. 1930.

Witness my hand and the seal of said Court this 24th day of Oct. 1930.

W. H. Husted Probate Judge
Sheriff's Return

Return

The State of Ohio, Union County.

Received this writ October 24 - 1930.

at 9 a.m. and pursuant to its command, on the 24th day of October 1930. I served the same by personally handing to the within named defendants, a true and certified copy of this writ with all the endorsements thereon.

J. B. Lingard Sheriff
By: Mary E. Levine Deputy

Sheriff's Fee

Service and Return 75

Wages 25

40 Miles @ 4⁰⁰ Total \$5⁰⁰

Summons on Petition to Sell Real Estate

The State of Ohio, Union County, Probate Court.

To the Sheriff of said County, Marion County.

You are commanded to notify Bertha Isabelle Green Kyle, resides at 481 Blain Cr. Marion, Ohio.

That on the 23rd day of Oct. 1930. Lloyd Winter Adm. of the estate of Anna C. Green deceased, filed his petition in the Probate Court of said Union County, Ohio against them and others; the object and prayer of which 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 2nd day of Nov. 1930. said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 3rd day of Nov. 1930.

Witness my hand and the seal of said Court this 23rd day of Oct. 1930.

W. H. Husted Probate Judge

Sheriff's Return

Sheriff's Return

The State of Ohio, Marion County.

Received this writ 24 1930. at 9 a.m. and pursuant to its command, I did on the 29th day of Oct. 1930. serve the same by personally handing a true and duly certified copy of

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

11930 This writ with all the indorsements thereon to Bertha
Gabelle Kyle, whereon this writ is returned.
John J. Francis. Sheriff
By Roy Chapman, Deputy

Sheriff's Fees
Dec. & ret. 75
2 miles @ 16. Total 91

In the Probate Court, Union County, Ohio.
No. 11930.

Answer &
Cross-Petition

Answer and Cross.

Now comes the defendant, Estella Wehl, and for answer
to the plaintiff's petition, says, that she is not familiar
with the statements made, and the allegations contained
in the plaintiff petition, and therefor denies the same.

Cross-Petition.

For Cross-Petition this defendant, Estella Wehl, says
that on the 3rd day of June 1927, the defendant
named in the plaintiff's petition, Henry S. Green,
also known as Henry Sherman Green, William
Tracy Green, and Emma Green, made and delivered
to this defendant their certain promissory note of
that date, a copy of which note, in part, is, as
follows, to-wit:

\$600⁰⁰

Richmond Ohio, June 3rd 1927.

Three years after date, we, or either of us, promise
to pay to the order of Estella Wehl six hundred
Dollars, at the First National Bank, Richmond, Ohio,
for value received, with interest from June 3rd 27, at the
rate of 7 per cent per annum, payable semi-annually
until paid, and with interest at 8% per annum on
all unpaid principal and interest after due until
paid.

Usual cognovit clause attached.

Henry S. Green,
William Tracy Green,
Emma Green.

That said promissory note has the following
indorsements on the back thereof.

12-13-27. int. paid \$21-
9-15-28 " " 1/2 6/3/28, 21
Int. on Int .40-
2-23-29 " Paid to 12-1-28. 21.42
6-3-29 " " " 6-1-28-21-

That no part of the said principal note

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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has been paid, and, that this defendant is still the owner and holder thereof, and, there is due her the sum of \$600 with interest thereon as stipulated in the said promissory note from the 1st day of June, 1929.

Second Cause of action

For a second cause of action, this defendant says that she adopts the whole of her first cause of action in full, as if herein re-written, and, makes the same a part of this her second cause of action, and, says to secure the payment of the said promissory note and the interest thereon, that may accrue, the said defendants, Benny S. Green, William Tracy Green, and Emma Green, made and delivered to this defendant their certain mortgage deed, dated June 3rd, 1927, and thereby conditionally conveyed to her the premises described in the plaintiffs petition and other premises, which are described as follows: Situated in the State of Ohio, county of Union Township of Washington and a part of Surrus No. 9596, and

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First Tract

First Tract:

Beginning at a stone (witnessed by W. Burr oak and Beech) S.W. corner to Lot No. 2, of the division of Surrus No. 9596, and in the Greenville Treaty line: Thence with said line N. 83° 15' East 79.25 poles to a stone (witnessed by W. Beech) at the S.E. corner of said Lot No. 2: Thence with the east line of said Lot N. 6° 45' West 50.45 poles to a stone: Thence S. 83° 15' West 79.26 poles to a stone in the west line of said Lot No. 2: Thence with said line South 6° 45' East 50.48 poles to the beginning containing 25 acres.

Second Tract

Second Tract:

Situated in said State, county, township and Surrus and a part of Lot No. 1, and, Beginning at a stone in the north line of George Cox's land and at the S.W. corner of land belonging to J. B. Johnson: Thence with the Greenville Treaty line S. 83° W. 78 poles to a stone in the S.E. corner of a 5-acre lot belonging to J. B. Kroustok: Thence with the east line of said 5-acre lot and dirt road N. 7° W. 122.7 poles to a stone in the center of the said road, and, at the S.W. corner of a 37.69 acre tract sold by Robert Hicks Sr. to G. B. Hicks and Addie Hicks: Thence with the south line of said 37.69 acre tract N 83°

ny

note

Final Record, Union County Probate Court

MC MANUS-TRUOP CO., TOLEDO, OHIO-72201

MC MANUS-TRUOP CO., TOLEDO, OHIO-72201

11930

E. 78⁷/₈ poles to a stone in the West line of lands belonging to J. B. Johnson: thence with the west line of J. B. Johnson's land S. 6³/₄° E. 122²/₀ poles to the place of beginning, containing 60 acres.

That the said mortgage deed was filed for record with the County recorder of Union County, Ohio, on the 28th day of July, 1927, at 9:50 A.M. and by him recorded in Vol. 95 on page 527-528 of the record of mortgages of said County, and thereby became a valid lien on the premises herein and in the mortgage and petition described.

That the said mortgage deed contains a condition, in substance, that if the said mortgagors shall pay all taxes, assessments, insurance premiums, promissory note and interest as they severally shall become due, then the said mortgage deed shall be void: and contains a further condition that if default be made in payment of same, or any part thereof, as they severally become due, then the said mortgage deed shall remain and be in full force and effect.

That the said Henry S. Green and Anna C. Green were husband and wife and were the joint owners of the premises described herein and in the plaintiff's petition, and the said Anna C. Green died on the 22nd day of December 1926, intestate, the owner in fee simple of the undivided one-half interest in said real estate, and left surviving her, her husband, the said Henry S. Green, who was entitled to own, as such widow in said undivided one-half interest, and left the defendants, William T. Green, and Bertha Isabelle Kite, her only children and heirs at law having a next estate of inheritance in the real estate in which she died seized.

That the said Henry S. Green died on the 30th day of October 1928, intestate, leaving the said William T. Green and Bertha Isabelle Kite, his only children, and heirs at law, having next estate of inheritance from him: but prior to his death and on the 8th day of October 1928, he conveyed all his interest in the real estate in the petition and herein described to the defendant Emma Green, who is the wife of the said William T. Green.

That the said Emma Green, and William T. Green, her husband, by deed conveyed the premises in the petition and herein described to Bertha Isabelle Green, which conveyance was filed for record with the county recorder of Union County, Ohio,

11930

on the 28th day of July, 1927, at 9:50 A.M. and by him recorded in Vol. 95 on page 527-528 of the record of mortgages of said County, and thereby became a valid lien on the premises herein and in the mortgage and petition described. That the said mortgage deed contains a condition, in substance, that if the said mortgagors shall pay all taxes, assessments, insurance premiums, promissory note and interest as they severally shall become due, then the said mortgage deed shall be void: and contains a further condition that if default be made in payment of same, or any part thereof, as they severally become due, then the said mortgage deed shall remain and be in full force and effect. That the said Henry S. Green and Anna C. Green were husband and wife and were the joint owners of the premises described herein and in the plaintiff's petition, and the said Anna C. Green died on the 22nd day of December 1926, intestate, the owner in fee simple of the undivided one-half interest in said real estate, and left surviving her, her husband, the said Henry S. Green, who was entitled to own, as such widow in said undivided one-half interest, and left the defendants, William T. Green, and Bertha Isabelle Kite, her only children and heirs at law having a next estate of inheritance in the real estate in which she died seized. That the said Henry S. Green died on the 30th day of October 1928, intestate, leaving the said William T. Green and Bertha Isabelle Kite, his only children, and heirs at law, having next estate of inheritance from him: but prior to his death and on the 8th day of October 1928, he conveyed all his interest in the real estate in the petition and herein described to the defendant Emma Green, who is the wife of the said William T. Green. That the said Emma Green, and William T. Green, her husband, by deed conveyed the premises in the petition and herein described to Bertha Isabelle Green, which conveyance was filed for record with the county recorder of Union County, Ohio,

Date

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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on the 17th day of October, 1928. at 1. P. M. and therein recorded in Vol. 132, on page 148 of the records of deeds of said County. and in which conveyance, the said Bertha Estella Green assumed and agreed to pay the promissory note and mortgage given to secure the same set forth in this answer and cross-petition.

That the said Bertha Estella Green (now Kile) and her husband, Phil more Kile, conveyed said premises in the petition and herein described to the defendant, William J. Green, which conveyance was filed for record and recorded in Vol. 134 on page 529 of the record of deeds of Union County, Ohio.

That the said estate of Henry S. Green has been probated and the said defendant William J. Green, as Administrator thereof, on the 2nd day of October, 1929, filed his final account which was approved on the 30th day of November, 1929, being case no. 11446 of said probate Court.

This defendant further says that by reason of the said promissory note and mortgage given to secure the same, the death of the said Anna C. Green, and the donor interest of the said Henry S. Green in the premises in the petition described and the conveyance thereof by him during his life time, that this defendant is entitled to and has a lien on the said donor interest, and that at the time of the death of the said Anna C. Green, the said Henry S. Green was - - - years of age. Therefore, this defendant prays that her interest in the said premises be protected, and that if the said undivided one-half interest be ordered sold, as prayed for in the plaintiff petition that she be paid the amount thereof on her claim, and that the jointly of the liens be determined and for such other and further relief in the premises as the Court may find just and equitable.

Milo L. Myers
Atty. for Estella Kile

State of Ohio, Union County

Date

Milo L. Myers, being duly sworn, says that he is the attorney for the said Estella Kile and that this pleading is based upon instruments in writing that said instruments are in his possession and that the facts stated and the allegations contained

MC MANUS-TROUF CO., TOLEDO, OHIO-79204

MC MANUS-TROUF CO., TOLEDO, OHIO-79204

11930

in the foregoing was true as he believes.

Mrs. L. Myers.

Done to before me and signed in my presence
this 25th day of November, 1930.

Edmund Myers, Notary Public

In the Probate Court of Union County, Ohio.

Journal Entry

It appearing to the satisfaction of the Court that a complete determination of this controversy requires the appearance herein of S. Van Clev, The Union Banking Co. of West Mansfield, Emma Green, and Philmore Kyle; it is therefore ordered by the Court on the supplemental petition of the Plaintiff that said S. Van Clev, The Union Banking Co. of West Mansfield, Emma Green and Philmore Kyle, do and they are hereby made parties defendant, with leave to plead.

W. H. Husted, Probate Judge

In the Probate Court of Union County, Ohio,
Case no. 11930.

Supplemental Petition.

Supplemental Petition

Now comes the plaintiff and for his supplemental petition represents that S. Van Clev has or claims to have some interest in the 25 acres of land herein before described in this case herein, by virtue of an execution in Execution Docket 38, page 176, in the Clerk's office of Mansfield, Ohio.

The plaintiff represents that The Union Banking Company of West Mansfield, Ohio, has or claims to have some interest in the twenty-five (25) acres of land, by virtue of an execution in execution docket, 38 page 177, in the Clerk's office of Mansfield, Ohio.

Plaintiff represents that Emma Green is the wife of William T. Green.

Plaintiff represents that Philmore Kyle is the husband of Bertha Isabelle (Green) Kyle.

Wherefore, plaintiff asks that S. Van Clev, The Union Banking Company of West Mansfield, Ohio, Emma Green, and Philmore Kyle be made parties to this action; that their rights and interests may be fully determined and adjudged, and protected, according to equity, and for all other proper orders and relief in the premises.

Allen and Allen.

Attys. for Plaintiff

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MC MANUSCRIPT CO., TOLEDO, OHIO-79204

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State of Ohio, Union County, ss.

Robert F. Allen, being first duly sworn, says, that he is the attorney for Lloyd Winters, adm. of the estate of Anna B. Green, dec'd; that as such attorney he has the right to make this oath: that the facts stated and the allegations contained in this supplemental petition are true, as he truly believes

Robert F. Allen

Sworn to before me and subscribed in my presence this 3-day of December, 1931-

Ed. W. Husted, Probate Judge

Reply

Reply-

Now comes the Plaintiff and files this his reply to the answer and cross petition of Estella Neal herein and such says:

That he admits the execution and delivery of the promissory note set forth in the cross petition in the first cause of action and admits the execution and delivery of the mortgage deed set forth in the answer and cross petition and the recording of the same.

Plaintiff further admits that Henry B. Green and Anna C. Green were joint owners of the premises described in said cross petition and admits the death of Anna C. Green and Henry B. Green, as therein set forth, and admits the conveyance of said real estate as set forth in said cross petition.

Further replying plaintiff denies that the defendant Estella Neal is entitled to and has a lien by way of dower interest on the undivided one-half interest of said premises belonging to Anna C. Green, and as described and set forth in his petition herein before filed.

Further replying plaintiff says that the execution and delivery of the mortgage deed by Henry B. Green to the defendant, Estella Neal, created no lien whatsoever on the undivided one-half interest of the premises belonging to Anna C. Green and that said apparent lien should be cancelled and held for naught.

Wherefore, plaintiff avers the prayer of the petition herein and further pray that the defendant Estella Neal be declared to have no interest whatsoever in the proceeds derived from said sale, and that her apparent lien on said premises be cancelled and held for naught and for such other and

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO - 72204

MC MANUS-THROUP CO., TOLEDO, OHIO - 72204

11930 further relief to which plaintiff may be entitled.
Allen + Allen. Atty. for plaintiff.

State of Ohio, Union Co. ss.
Lloyd Winter, being first duly sworn says, that he is Administrator of the estate of Anna C. Green, deceased, that as such Adm., he is plaintiff herein and that the facts stated and the allegations contained in this his Reply, as such Administrator, are true as he verily believes.

Lloyd Winter.

Sworn to before me, and subscribed in my presence this 16-day of December, 1930.

Carrie W. Boubach

Deputy Clerk.

Waiver of summons and consent to sell.
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.

The Union Banking Co. of West Mansfield, Ohio

By: Hulsan & Robinson.

Attorneys

Dec. 22-1930.

Waiver of Summons.
Probate Court, Union County, Ohio
vs. 11930

We, the undersigned parties, Defendant to the Petition in the above entitled action, do each of us hereby waive the issuing 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.

Dec. 22-1930.

Emma Green.

Philmore Kyle.

In the Probate Court of Union County, Ohio
vs. 11930.

Order to appraise

Judgment, and Order to appraise.

This day this cause came on to be heard upon the Petition of the plaintiff filed for the purpose of having the real estate

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MC MANUS-TRUMP CO., TOLEDO, OHIO-79204

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therein described, sold to pay debts and costs of administration of the deceased; and, that upon the return of summons issued by the answer of Estella Neal and upon Reply of Plaintiff and Motion by the plaintiff herein for the purpose of having a new appraisement of the premises; and, the Court being fully advised in the premises finds that all defendants herein have been legally served with process and, that all have been notified of the pendency and prayer of the Petition as required by law; and, the Court further finds that all the allegations of the Petition are true and that it is necessary to sell the real estate in the Petition described to pay the debts of deceased, and costs of administration.

Wherefore, it is considered and ordered by the Court that W. P. Plotner, R. J. Hornsby, and E. B. Southwick three judicious and disinterested men, freeholders, and of the vicinity, after being first duly sworn and upon actual view of the premises in said Petition described appraise the same at its cash value.

W. H. Busted, Probate Judge

D. K.

Mrs. P. Myers, atty. for Estella Neal.

Allen & Allen by Robert F. Allen.

Order of appraisement.

Order of appraisement.

The State of Ohio, Union County ss

Probate Court.

To Lloyd Winter, adm. of the estate of

Anna C. Green, 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. of the estate of Anna C. Green, dec'd, are Plaintiff and W. T. Green et al are Defendants, you are commanded that by the oaths of R. J. Hornsby, W. P. Plotner and E. B. Southwick 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 foregoing described premises, free from the above estate, to wit:

An undivided one-half interest in the foregoing described real estate, situate in the County of Union State of Ohio, Township of Washington and bounded and described, as follows:

Being part of Survey No. 9596, and described

that he deceased, and that in this family

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of this price heard for

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11930 as follows:

By true meridian courses and so,
 Beginning at a stone (witnessed by a burr oak and Beech) South west corner to Lot. No. 3 of the division of Survey No. 9896 and in the Greenville treaty line; thence with said north line $83^{\circ} 15'$ East 79.26 poles to a stone (witnessed by a beech at the south east corner of Lot. No. 2); thence with the east line of said lot. north $6^{\circ} 45'$ West 50.48 poles to stone; thence South $83^{\circ} 15'$ West 79.26 poles to a stone in the west line of said Lot. No. 3; thence with said line South $6^{\circ} 45'$ East 50.48 poles to the beginning

containing 25 acres of land 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 3-day of January, 1930.

E. W. Whited, 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 the 6-day of January, 1930.

Lloyd White, Adm.

By Robert F. Allen,

his attorney.

Oath of appraisers

Oath of appraisers

The State of Ohio, Union County,

We, the undersigned appraisers do, make solemn oath, that we will, upon actual view, honesty 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. B. Southwick W. H. Plotner, R. J. Kosakop & appraisers

Sworn to before me, and signed in my presence this 6 day of January, 1930.

Robert F. Allen, Notary Public

Appraisers Return

Return

In obedience to the foregoing order, after being first duly sworn, and upon actual view of the premises described, we, the undersigned appraisers, estimate the value of said real estate at \$400.

Given under our hands, this 6-day of January, 1930.

R. J. Kosakop

W. H. Plotner

E. B. Southwick

} appraisers

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Confirmation

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Wains of Summons. vs. Petition to Sell Real Estate,
Probate Court, Union County, Ohio.
No. 11930.

Wains

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.

Dec. 9th 1930.

H. C. Wilgus, Receiver of S. Van Cleave Lumber Co.

In the Probate Court, Union County, Ohio.
Confirmation of Appraisement.
The Order, to, Sell.

Confirmation

of
Appraisement

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, after careful examination of the same,
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.

On motion of the plaintiff and for good
cause shown publication in a German newspaper
is dispensed with and said plaintiff is
authorized in his description to employ an auctioneer
to cry said sale at an expenditure not exceeding
\$2.00.

It is now ordered, that said Lloyd Winter,
as such Adm. proceed to advertise for sale at the
Court House in Mansfield, Ohio, the real estate in the
Petition described, as provided by law; and that
he sell the same at not less than 75% of the
appraised value thereof on the following terms
to-wit:

One tenth cash when the sale is made
and the balance cash upon delivery of a deed
by Lloyd Winter, as Adm.

And said Plaintiff is ordered to make return to this
Court immediately after such sale.

W. H. Husted

Probate Judge

1931.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Order of sale.

Order of Sale Free from Dower.
The State of Ohio, Union County, Probate Court.
To Lloyd Winter, Adm. of the Estate of Anna C. Green, 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 adm. of the estate of Anna C. Green deceased, are Plaintiff and W. T. Green 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 free from the dower, the following described premises, to-wit:

An undivided one-half interest in the following described real estate, situate in the county of Union State of Ohio, Township of Washington and bounded and described as follows:

Being a part of Survey No. 9896, and described as follows:

By true meridian courses, and as follows:
Beginning at a stone (witnessed by a burr oak and beech) southwest corner to Lot No. 3 of the division of Survey No. 9896, and the Greenville Treaty line; thence with said north line 83° 15' East 79.26 poles to a stone (witnessed by a beech at the south east corner of Lot No. 21 thence with the East line of said Lot North 6° 45' West 50.48 poles to a stake; thence South 83° 13' West 79.26 poles to a stone in the West line of said Lot No. 2; thence with said line South 6° 45' East 50.48 poles to the beginning, containing 20 acres, or said, more or less.

Said Sale to be at the Court House, at Mansfield Ohio 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 Mansfield Ohio, this 9 day of Jan'y, 1930.
W. T. 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 the 14 day of February, 1931
Lloyd Winter, adm.

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Report of Sale.

In obedience to the written 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 14th day of February, 1931, the day of sale therein mentioned; stating in the notice the time and place of sale; and on said day, at the hour of 1. P.M. I attended the sale and offered said real estate for sale free from any dower estate therein, when Wilburn Baker bid to pay for the same sum of Three Hundred Sixty-five and no/100 Dollars which being the highest and best bid that was offered, and being more than 2/3 of the appraised value of said premises, I then and there sold the same to him for that sum.

Lloyd Winter ad-

Dated the 14th day of February, 1931.

The State of Ohio, Union County.

The above named Lloyd Winter as ad. of the estate of Anna C. Green, 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.

Lloyd Winter ad.

Sworn to before me, and signed in my presence, this 14 day of February, 1931.

Robert F. Allen, Notary Public

Legal Notice

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 14th day of Feb'y, 1931, at 1. P.M. at the door of the Court house in the City of Marysville, the following described real estate to-wit:

An undivided one-half interest in the following described real estate, situate in the County of Union, State of Ohio, Township of Washington and bounded and described as follows:

Being a part of Survey no. 9896, and described as follows:

By true meridian courses and a

Beginning at a stone witnessed by a bar oak

Final Record, Union County Probate Court

MC MANUS-TRUPP CO., TOLEDO, OHIO-79204

MC MANUS-TRUPP CO., TOLEDO, OHIO-79204

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and beech) southwest corner to Lot no. 3, of the division of Survey No. 9896. and in the Greenville Treaty line; Thence with said north line 83° 15' East 79.26 poles to a stone (Witnessed by a beech at the south east corner of Lot no. 2.) Thence with the east line of said lot north 6° 45' West 40.48 poles to a stone; Thence south 83° 15' West 79.26 poles to a stone in the West line of said Lot no. 2; Thence with said line South 6° 45' East 50.48 poles to the beginning.

Containing 20 acres of land more or less appraised at \$400- Terms of sale: Cash upon delivery of deed.

Lloyd Winter, adm. of the estate of Annab. Green, Dec'd. Robert F. Allen, atty. for. Lloyd Winter.

Jan. 15, 1931.

The State of Ohio, Union County, ss.

Oath

Personally appeared before me G. L. Huber and made solemn oath, that the notice, a copy of which is hereto attached was published for five consecutive weeks, on, and next after January 15, 1931, in the Weekly Mansfield Tribune, a newspaper of general circulation in the County aforesaid.

G. L. Huber,

Notary Public, sworn to before me, and signed in my presence, this 20th day of February, 1931.

G. L. Huber, Notary Public.

Printer's fees \$13.00.

In the Probate Court of Union County, Ohio, Case no. 11930.

Confirmation of sale

Confirmation of sale and Partial Distribution of Proceeds.

Partial Distribution

This day this cause came on to be heard upon a report of the public 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 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 said Lloyd Winter, as adm. make to the purchaser, Milton Baker, a good and sufficient deed for the premises so sold, and deliver the same to the purchaser upon the payment by him of the

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MC MANUS-PROOF CO., TOLEDO, OHIO-79204

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purchase price of \$ 365⁰⁰.

And the court coming now to the distribution of the proceeds of said sale amounting to \$ 365⁰⁰ the said Milburn Baker, having paid the same, it is ordered that said adm. out of the moneys in his hands pay:

First:

To the Treasurer of this county, taxes, penalties and interest thereon against said property, to wit the sum of \$ 67³⁵

Second:

Costs and expenses incurred in the sale of said land, to the sum of \$ 90⁰¹ as follows:

1. Probate Court costs, amounting to \$ 30⁴¹
2. The Marysville Tribune, for advertising said property, \$ 13⁸⁰;
3. Auctioneer \$ 2⁰⁰
4. The payment of the adm. the sum of \$ 21⁹⁰
5. Robert F. Allen, atty fees \$ 21⁹⁰

And it is ordered that the balance of said sum, amounting to \$ 207⁶⁴ be distributed by said Administrator as provided by law.

F. Le Roy Allen, Common Pleas, and acting Probate Judge, under the authority of G.C. Sec. 1592.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

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Nov. 10-1938
John Dailuy
Atty.

Petition for Sale of Real Estate to Pay Debts,
Probate Court, Union County, Ohio.
No. 11938.
Civil action
Petition

The Plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Lewis P. Shaw deceased, late of Union County, Ohio, that the amount of debts due from the deceased is Two thousand nine hundred Dollars as near as they can be ascertained

Being itemized as follows: The Citizens Home and Savings Company \$1560.⁰⁰
Mrs. J. R. McCloud 1200.⁰⁰
Miscellaneous debts 140.⁰⁰

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.

Petition

The Plaintiff further represents that said Lewis P. Shaw died seized 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:

Being a part of In. lot no. 223.

Beginning at the intersection of the north line of Third Street with East line of Sycamore Street; thence north with the East line of said Sycamore Street to a stake 38 feet south of the north west corner of said In. lot; thence East parallel to a stake; thence south parallel with said Sycamore Street to the north line of said Third Street; thence west with the north line of said Third Street 43 feet to the beginning.

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 one thousand five hundred Dollars.

That the said decedent died leaving no widow who is entitled to dower in said premises; that the defendants Florence Carpenter, Grace Reed, and Dwight Shaw are the only children of said decedent, having the next estate of inheritance from said Lewis P. Shaw deceased, in said premises, that the defendants The Citizens Home and Savings Company, Marysville, Ohio claim an interest in said premises by way of

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mortgage the exact amount of which is unknown to the plaintiff.

The Plaintiff therefore prays that the rights, interests and liens of the said The Citizens Home and Savings Co. may be fully determined, adjudicated, and protected according to equity, and that your petitioner may be authorized and ordered to sell said real estate according to the statute in such case made, and provided, and for all other proper orders and relief in the premises

John W. Daily

Atty. for plaintiff.

Oath

The State of Ohio, Union County.

Deurelle Gabriel, 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

Deurelle Gabriel.

Sworn to before me and signed in my presence this 8 day of November, 1930.

John W. Daily, Notary Public

In the Probate Court of Union County, Ohio.

November 10th 1930

no 11938.

Filing Petition

Journal entry

Filing Petition to Sell Real Estate

This day came the plaintiff Deurelle Gabriel and presented to this Court his petition duly verified, praying an order for the sale of real estate of the said Lewis P. Shaw deceased, to pay the debts, and the costs of administering the estate of the said decedent, 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

Wains

Wains of Summons on Petition to Sell Real Estate, Probate Court, Union County, Ohio.

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.

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11938

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.

Nov. 15, 1930.

Dwight S. Shaw
Margaret A. Shaw.

Wainor

Wainor

Probate Court, Union County, Ohio.

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.

Mrs. Florence Carpenter
Gen. Del. Bismarck N. Dak.

Wainor

Wainor

Probate Court, Union County, Ohio.

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.

Nov. 17-1930.

Mrs. Grace Reed.

Wainor

Wainor

Probate Court, Union County, Ohio.

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.

The Citizens Home and Savings Co-

By C. A. Hoopes,

Its atty.

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Cross-Petition
of the
Citizens
Home and
Savings Co.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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In the Probate Court, Union County, Ohio.
Cross-Petition of the Citizens Home and
Savings Co.-

Cross-Petition
of the
Citizens
Home and
Savings Co..

This defendant is an Ohio corporation with its principal
place of business at Mansfield, Ohio.

On the 28 day of October 1929, one J. R. McCloud
executed and delivered to this defendant her promissory
note for the sum of \$1500.00 with 7% interest from date
payable at the rate of \$3.75 per month and there is now
due upon said note the sum of \$1513.47 with interest
at 7% from the 10 day of November 1930.

On said date in order to secure the payment
of said note said J. R. McCloud executed and
delivered to this defendant her mortgage deed
thereby conveying the premises described in the petition.

Said mortgage was conditioned in substance as follows:
that if said note be paid according to its tenor
and effect, then said mortgage to be void, otherwise
to remain in full force and effect.

Said mortgage was filed for record with the
Recorder of Union County on the 29 day of Oct. 1929
at 10 A.M. and was by him recorded in Vol. 98
page 590 of the Mortgage Records of Union County,
and is the first and best lien upon said real estate.

Wherefore, this defendant prays that upon the sale of
said real estate its claim be first paid out of the
proceeds thereof, and for such other relief as is proper
C. A. Koepfer

Atty. for the Citizens Home and Savings Co.-

State of Ohio, Union County ss.

Oaths.

R. B. New, being first duly sworn, duly sworn says
that he is the Secretary of the Citizens Home and Savings Co.
a corporation, and one of the defendants in the above
cause of action, and that the facts stated and
allegations made in the foregoing cross-petition
are true, as he verily believes
R. B. New

Sworn to before me, and subscribed in my presence
this 10 day of November 1930.

C. A. Koepfer

Notary Public

Final Record, Union County Probate Court

MC MANUS-THROUP CO., T. M. LEO, OHIO-72201

MC MANUS-THROUP CO., TOL

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Probate Court, Union County, Ohio.
January 31- 1931.

Order for Private Sale.

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 Lewis P. Shaw, deceased, did not leave a widow entitled to dower in the estate to be sold. And the Court being satisfied that it is necessary to sell the real estate of said Lewis P. Shaw, 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 Drumthwaite Babcock es. such administrator proceed to sell said real estate for 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.

Ernest H. Potter Judge Common Pleas
and acting Probate Judge
Dec. 15-92 B.C.

Probate Court, Union County, Ohio.
Jan. 31- 1931.

Finding Sale necessary or ordering appraisement

ordering appraisement

Finding Sale necessary and ordering 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 there is no widow entitled to dower in said real estate.

And the Court being satisfied that it is necessary to sell the real estate of said Lewis P. Shaw described in the petition to pay his debts.

It is ordered that C. C. Jarvis, Fulton Sawyer and O. L. Potter three suitable and judicious disinterested men of the vicinity of said real estate who are freeholders to and they hereby are appointed to appraise said lands at their true value in

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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money free from the down estate of said -----

This 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 5th day of Feb. 1931. and this cause is continued.

Edmond H. Potter, Judge Common Pleas and acting Probate Judge. (authority sec. 1592 G.C.)

Order of appraisement

Order of appraisement

The State of Ohio Union County.

Probate Court.

To Deuble Gabriel, Adr. of Lewis P. Shaw. 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 Adr. of the estate of Lewis P. Shaw are Plaintiff and Florence Carpenter et al. are Defendants you are commanded that by the oaths of G. B. Jarvis, Fulton Sawyer, and O. L. Baker 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 down estate ---

Being a part of Lot No 223

Beginning at the intersection of the north line of Third St. with East line of Sycamore Street; thence north with the East line of said Sycamore Street to a stake 38 feet south of the northwest corner of said Lot; thence east parallel to a stake; thence south parallel with said Sycamore St. to the north line of said Third Street thence west with the north line of Third Street 43 feet to the 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 Mansfield, Ohio, this 31 day of Jan. 1931.

E. Edmond H. Potter, Judge Common Pleas, and acting Probate Judge

under authority of Section 1592 G.C.

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

11938

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 January 1931.
DeWelle L. Gabriel.

Adm. of the estate of Lewis P. Shaw.

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Oath of appraisers

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 order.

O. L. Baker,
Fulton Sawyer } appraisers
C. C. Jarvis

Shown to before me and signed in my presence this 31 day of January 1931

John H. Driley
Notary Public

application
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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 One thousand four hundred dollars (\$1400) free from all debts estate

shown under our hands this 31 day of January 1931.

O. L. Baker, C. C. Jarvis, Fulton Sawyer } Appraisers

Free #2-

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Confirming appraisement

Probate Court, Union County, Ohio.

January 31 1931

No. 11938

Order on

Private sale

Confirming appraisement and Ordering Private Sale.
This day this cause came on for value to be heard, and it appearing to the Court that the appraisement heretofore ordered has been duly made, the same is hereby confirmed; said appraisement being One thousand four hundred dollars, free the debts estate therein.

And the plaintiff above named having given bond in the sum of \$200

Conditioned according to law and approved by the Court: And it appearing to the Court that it

affidavit
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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11938 ^{to the interest} moved by of said estate to sell the real estate described in the petition at private sale, at not less than the appraised value thereof, and, upon the following terms, To-wit: Cash on day of sale-

Edward W. Porter, Judge Common Pleas and acting Probate Judge, under authority of Section 1592 H.C.

application to sell at Private Sale.

Application to Sell Real Estate at Private Sale - Probate Court, Union County, Ohio. No. 11938.

Application

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

1. The said price offered is a reasonable price for said property

2. The said price offered is in all probability more than could be realized at public sale

3. That by private sale immediate possession can be given without further cost and expenses to the estate. And he therefore asks for an order authorizing him to sell said real estate at private sale

Dwuelle L. Gabriel adm.

of the Estate of

Lewis P. Shaw, Decd.

The State of Ohio, Union County

Dwuelle Gabriel being duly sworn says that the various matters set forth in the foregoing application are true as he truly believes.

Dwuelle Gabriel

Sworn to before me, and signed in my presence, this 31- day of January 1931

Joan W. Dailly

Notary Public

Affidavit Disinterested Persons

Affidavit of Disinterested Persons

The State of Ohio, Union County

W. T. Porter and W. Berthold's mail each 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 matter therein referred to, and that it will be for the interest of said estate of Lewis P. Shaw to sell said real estate at private sale than

MC MANUS-TRUMP CO., TOLEDO, OHIO-79201

11938

Report of Sale. Private

Report

In obedience to the within order, I sold said premises on the 31 day of January, 1931, to Max Miller and Thelma Miller for the sum of Fourteen Hundred Dollars, said sum being the appraised value of the same.

Dated the 31 day of January, 1931.

Dwunelle L. Gabriel.

The State of Ohio, Union County

Code

The above named Dwunelle Gabriel 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.

Dwunelle L. Gabriel

Known to before me and signed in my presence this 31 day of January 1931.

John H. Daily Notary Public

Probate Court, Union County, O. February 2nd 1931

Confirming

Private Sale

Confirming Private Sale and Distributing Proceeds. This cause came on this day to be heard upon the report of the plaintiff of sale made to Max Miller and Thelma Miller for the sum of One Thousand four hundred as herein before ordered and the proceedings appearing in all respects regular and in conformity to law. They are hereby approved and confirmed.

And the said Dwunelle Gabriel adm. is ordered to execute and deliver to the said purchasers a good and sufficient deed for the premises so sold.

It is further ordered that satisfaction of the mortgage of The Citizens Home and Savings Company herein set forth in the petition be entered on the record thereof in the office of the recorder of Union County Ohio where it is recorded.

And the Court coming now to distribute the proceeds of said sale amounting to \$1400.00

The said purchasers having elected to pay the same in cash and the Court approving the same as being for the best interest of said estate.

It is ordered that said adm. out of the money in his hands pay:

First: To the Treasurer of this County, the taxes, penalty, and interest against said property. Total:

the sum of \$36.50

Second: the costs and expenses incurred in the sale of said property amounting to sum of \$114.05 as follows:

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11938

The Court costs amounting to the sum of \$39.⁰⁵
To John W. Dailly attorney for plaintiff the sum of \$75.⁰⁰
Fourth:

To the Citizens Home and Savings Co. the note and
mortgage set forth and described in their cross-petition herein
being part of which the Court finds to be the amount due them:

Edward H. Porter, acting Probate Judge -
Judge of Common Pleas Court.

authority Sec. 9.C. 13-92.

MC MANUS-THOMP CO., TOLEDO, OHIO

11013

Dec. 5, 1930

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11013

Dec. 5, 1920

In the matter of the estate of W. H. Beaver, Deceased.
In the Probate Court of Union County, Ohio,
No. 11013.

Application for sale of Personal Property for less
than appraised value.

The undersigned L. J. McCoy and Matilda W. Beaver
Administrator of the estate of W. H. Beaver, deceased,
respectfully represents to the Court that it would be for
the best advantage of said estate to sell at private
sale at a price fixed by the Court the following
described personals belonging to the estate of the
deceased to wit:

A note dated October 15th 1919
for the sum of \$210⁰⁰ due in 3 years
from date, payable to the deceased, signed
by John Scott and Lillian M. Scott and
secured by a mortgage on real estate
to wit:

Lot No. 850 in the village of Richmond, Union
County, Ohio, bearing 6% interest from date.

They further represent to the Court that in their
judgement, the sum of \$75⁰⁰ would be a fair price
for the reason that the Court costs and expenses
of a fore closure of the mortgage securing the note
would exceed the amount of money obtained from the
sale of the real estate and the expenses
incurred to collect said note would exceed the
amount of money received therefor. Further that
John Scott and Lillian M. Scott are insolvent and
insolvent except for the property described in the
mortgage securing the note;

Further that a reasonable collection of the note
cannot be made at this time.

They have filed herewith an affidavit of three
disinterested persons, who say that such property
cannot be sold at its appraised value (\$210⁰⁰)
and that it would be for the best interest to sell
the same at a less price.

Whereupon, they ask the Court for an order authorizing
them to sell said property for a price to be fixed
by the Court.

L. J. McCoy

State of Ohio,
Union County, ss:

L. J. McCoy, being duly sworn, says that he is one
of the adms. herein, and that the facts stated herein
are true as he verily believes.

L. J. McCoy

Final Record, Union County Probate Court

MC MANUS-TRUMP CO., TOLEDO, OHIO - 79201

Sworn to before me and subscribed in my presence this 4th day of Dec. 1930.

Ed. Ethel F. Garrisonton, Notary Public.

In the Probate Court, Union County, Ohio.
Affidavit of Disinterested Persons.

State of Ohio, Union County, ss.

D. B. Whitehead, Dora E. Dawn, and F. LeRoy Allen, being duly sworn, say that they are familiar with the property described in the application filed by E. J. McCoy and Matilda W. Bearr, Adms. of the Estate of H. H. Bearr, deceased, for a sale of personal property at less than its appraised value, and that in their opinion said property cannot be sold for its appraised value, and that they have no interest whatsoever in the matter thereto referred to and that they believe it will be for the interest of the estate to sell the same at a less price than the appraisement.

D. B. Whitehead
Dora E. Dawn
F. LeRoy Allen.

Sworn to before me and signed in my presence this 4th day of December, 1930.

Ed. Ethel F. Garrisonton, Notary Public.

In the Probate Court, Union County, Ohio.
No. 11413.

Journal Entry

This day this matter came on to be heard upon the application of E. J. McCoy and Matilda A. Bearr, Adms. of the Estate of H. H. Bearr, deceased, for an order authorizing said Adms. to sell at private sale, property therein described for less than its appraised value, who at the same time filed in this Court the affidavits of D. B. Whitehead, Dora E. Dawn and F. LeRoy Allen, three disinterested persons, that said property could not be sold at its appraised value, and the same was submitted to the Court upon said affidavits and the application.

Whereupon, the Court finds and is satisfied upon good and sufficient proof that it will be for the advantage of the estate of said decedent, to sell the said property, at less than its appraised value; and the Court further finds that a reasonable value of said property is \$500 and orders the same to be sold for not less than the price fixed by the Court, and that said administrators be ordered to return their proceedings herein.

W. W. Husted, Probate Judge

MC MANUS-TRUMP CO., TOLEDO

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

In the Probate Court of Union County, Ohio

Return of Private Sale

Now comes L. J. McCoy and Matilda W. Beann, adms^s of the estate of H. H. Beann, deceased, and, respectfully represents to the Court that in pursuance of the order of said Court, made on the 4th day of December, 1930, they have sold at private sale at not less than the price fixed by the Court, the following property:

Note of \$210⁰⁰ signed by John Scott and Lillian M. Scott and mortgage securing the payment of the same.

Therefore, they ask the Court to confirm said sale

L. J. McCoy.

Confirmation of Sale

Upon return of the order of sale heretofore herein issued and upon examination of the same, the Court finds said sale to have been made in conformity to law and the order of this Court and that the same is correct, and upon motion, said sale is hereby confirmed.

W. W. Stoddard, Probate Judge.

Final Record, Union County Probate Court

11959
Jan. 12-1931

In the matter of The Estate of Verne V. Shirk, Deceased.
Petition to Sell Personal Property, at Private Sale,
Probate Court, Union County, Ohio.

Petition

To the Judge of said Court:

The undersigned R. Donovan Shirk, Executor of the estate of Verne V. Shirk late of said County, deceased, respectfully makes application for authority to sell at private sale, and at its appraised value, the part of the personal property of said estate which is enumerated in the schedule attached hereto, and which is not enumerated in the inventory of said estate filed in said Court.

And the petitioner alleges that said sale would be for the advantage of said estate for the following reasons: Said property can be sold for a higher price at private sale than at public sale.

Dated January 12-1931.

R. Donovan Shirk Exr.

The State of Ohio, Union Co.

R. Donovan Shirk, being duly sworn, says that the various matters and things contained in the foregoing application are true, as he verily believes.

R. Donovan Shirk.

Known to before me, and signed in my presence, this 12-day of January, 1931.

C. A. Hoopes, Notary Public.

Schedule.

Are undivided one-half interest in the following described Chattel property:

Gray mare 17.50	25 ton of hay	125.00
Black mare 25.00	10 ton straw	27.50
Brown cow 22.50	400 bu. corn	127.50
Brindle Cow 20.00	400 " oats	67.50
Spotted heifer 15.00	200 " oats + wheat	47.50
Red " 17.50	8 bu. seed corn	4.00
Road " 13.00	1/2 " timothy seed	2.50
5-3 Sheep 157.50	400 Shucks. fodder	21.00
2 Bucks 4.00		
9 sows 87.50		
27 sbrats 90.00		
Boar 7.00		
8 lambs 15.00		
Tractor outfit 197.50		
		1113.50

MC MANUS-THROUP CO., TOLEDO, OHIO-79204

In the Probate Court, Union County, Ohio.
No. 11959.

Consent of Sale of Personal Property.

Now comes Gladys Kerns, one of the beneficiaries of said estate and agrees to take the undivided one-half of the chattel property belonging to said estate, being the chattel property owned jointly by her husband J. A. Kerns and said estate, at its appraised value of \$1113.⁵⁰ and that the executor of said estate shall be entitled to charge her with said amount in the final distribution of said estate.

And her said husband J. A. Kerns agrees and consents to the sale of the undivided one-half of said chattel property, to his said wife at said amount, and represents that there are no debts due any one by said partnership.

Gladys R. Kerns
J. A. Kerns.

Signed in the presence of
C. A. Hoopes.
Edith O. Wood.

Journal Entry: authorizing Private Sale.
January 12-1931.

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 R. Donavin shall as executor 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:

Purchases amounting to Eleven hundred and thirteen & ⁵⁰/₁₀₀ Dollars, cash in hand at time of sale;

It is further ordered that said executor 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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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO

Order of Private Sale Personal Property,
Probate Court Union County, Ohio,
No. 11959

To R. Donavin Shuck, Order of Sale of Personal Property,
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

An undivided one-half
interest in the following
described Chattel property

- | | | | |
|----------------|--------|---------------------|--------|
| Gray mare | 17.50 | 25 tons hay | 125.00 |
| Black mare | 25.00 | 10 " straw | 27.50 |
| Roan cow | 22.50 | 400 bu. corn | 127.50 |
| Pink cow | 20.00 | 400 " oats | 67.50 |
| Spotted hifes | 15.00 | 200 " wheat | 47.50 |
| Red " " | 17.50 | 8 " seed corn | 4.00 |
| Roan " " | 15.00 | 1/2 " timothy seed | 2.50 |
| 53 sheep | 157.50 | 400 shock of fodder | 21.00 |
| 2 bucks | 4.00 | | |
| 9 sows | 87.50 | | |
| 27 shoats | 90.00 | | |
| boar | 7.00 | | |
| 8 hants | 15.00 | | |
| tractor outfit | 197.50 | | |

Said sale to be on the following terms:
Purchases amounting to \$1113.50 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 12. day of January, 1931.

W. H. Husted, Probate Judge

Return

Probate Court Union County, Ohio.

Report of Sale of Personal Property,

The undersigned executor of said estate says that
in obedience to the order of said Court hereto attached he
sold all of said personal property to Gladys Kerns
for ~~Eleven~~ hundred and thirteen and 50/100 (\$113.50)

commencing on the 12. day of January, 1931, and closing
on the 12. day of January, 1931, for the sum of \$1113.50, said
sum being not less than the appraised value of the same

A detailed Bill of Sale is hereto attached

11959
Jan. 9-
1931

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

Dated Jan. 12- 1931.

R. Donavan Shirk.

Bill of Sale

All of the property above described sold to Gladys L. Kerns for \$ 1113.⁵⁰

The State of Ohio Union County.

R. Donavan Shirk, executor of the estate of Verne V. Shirk 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.

R. Donavan Shirk.

Seen to before me, and signed in my presence, this 12 days of January 1931.

C. A. Hoopes, Notary Public

Journal entry:

Probate Court, Union County, O. January 12- 1931

Sale of Personal Property confirmed.

The executor of the above named decedent having filed his return of the 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 approves and confirms the same.

W. H. Husted, Probate Judge

11959
Jan. 9-
1931

In the matter of the Estate of Verne V. Shirk, Deceased
Petition to Sell Personal Property at Private Sale
Probate Court, Union County, Ohio

no. 11959
Private Sale of Personal Property
Petition

To the Judge of said Court:

The undersigned R. Donavan Shirk executor of the estate of Verne V. Shirk late of said county, deceased, respectfully makes application for authority to sell at private sale, and at 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 sale would be for the advantage of said estate for the following reasons:

MC MANUS-TROUP CO., TOLEDO, OHIO-79201

MC MANUS-TROUP CO., TOLEDO, OHIO-79201

That said property can be sold for a higher price at private sale than at public sale.

Dated Jan'y 8 1931.

R. Donovan Shirk, Ex.

The State of Ohio, Union County

R. Donovan Shirk being duly sworn, says that the various matters and things contained in the foregoing application are true as he truly believes.

R. Donovan Shirk

Sworn to before me and signed in my presence this 8th day of January 1931.

C. C. Hoopes, Notary Public.

Schedule

- | | | | |
|-------------------|------------------|----------------------|-------------------|
| 1. Hayrack | 40 ⁰⁰ | 1 hay crate etc | 1 ⁰⁰ |
| 1 manure spreader | 20 ⁰⁰ | 1 sled | 1 ⁰⁰ |
| 1 Emery wheel | 2 ⁰⁰ | 1 feed box | 5 ⁰⁰ |
| 1 cream separator | ✓ | 1 shovel & forks | 1 ⁰⁰ |
| 1 wagon | 8 ⁰⁰ | 1 corn sheller | 2 ⁰⁰ |
| 1 wheel barrel | 2 ⁰⁰ | 1 cart | 1 ⁰⁰ |
| 1 Corn Sheller | 4 ⁰⁰ | 1 hay troughs | 5 ⁰⁰ |
| 2 Hog pen | 3 ⁰⁰ | 1 set double harness | 5 ⁰⁰ |
| 1 Hay rake | 5 ⁰⁰ | 1 Bay mare | 50 ⁰⁰ |
| 1 Trailer | 7 ⁰⁰ | 1 spotted cow | 50 ⁰⁰ |
| 1 barrel | 4 ⁰⁰ | 1 Jersey cow | 40 ⁰⁰ |
| 1 Plow | 3 ⁰⁰ | 1 Honing Jersey cow | 40 ⁰⁰ |
| 1 Hay Ticker | 5 ⁰⁰ | 23. ems & one buck | 160 ⁰⁰ |
| 1 Corn Plow | 4 ⁰⁰ | | |
| 1 " Planter | 5 ⁰⁰ | one half interest in | |
| 1 Feed Cribber | 1 ⁰⁰ | thirteen lambs | 30 ⁰⁰ |
| 1 wagon | 1 ⁰⁰ | 1. Dr Sola Sedan | 500 ⁰⁰ |
| | | 1. Coal oil Drum & | |
| | | hay fountain | 4 ²⁵ |

Journal Entry: Probate Court, Union County, Ohio.

January 9 1931

Authorizing Private 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 R. Donovan Shirk as executor of said estate proceed to sell said personal property at private sale for not less than the appraised value thereof.

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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 executor 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. Husted, Probate Judge

Order of Private Sale, Personal Property,
 Probate Court Union County, Ohio
 To R. Dawson Shirk

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:

- 1 Hay Loader 40.00
 - 1 manure spreader 20.00 (20.00)
 - 1 Emery wheel 2.00
 - 1 cream separator no value
 - 1 wagon 18.00
 - 1 wheelbarrow 2.00
 - 1 corn sheller 4.00
 - 2 hay pens 3.00
 - 1 hay rake 5.00
 - 1 trailer 7.00
 - 1 barn 4.00
 - 1 Plow 3.00
 - 1 Hay loader 5.00
 - 1 corn plow 4.00
 - 1 planter 5.00
 - 1 feed cooker 1.00
 - 1 wagon 1.00
 - 1 hay cutter chain 1.00
 - 1 sled 1.00
 - 1 feed box 5.00
 - Shovel & yokes 1.00
 - 1 Corn sheller 2.00
 - 1 cart 1.00
 - Hay troughs 5.00
 - 1 set double harness 5.00
 - 1 Bay mare 5.00
 - 1 spotted cow 5.00
 - 1 Jersey cow 4.00
 - 1 Horny Jersey cow 4.00
- 2 1/2 bms. and put back 16.00
 All half interest in 13 banks 30.00
 1 Datsa sedan 5.00
 1 coal oil drum
 1 hay fountain 4.00

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

Said sale to be on the following terms: Purchases amounting to \$1015²⁰ or less. Cash in hand. At time of sale. Purchases above that sum credit of not exceeding --- may be given. You will return this order within one day 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 9-day of January, 1931.

C. M. Husted, Probate Judge

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Return

Probate Court, Union County, Ohio

Report of Sale of Personal Property

The undersigned R. Donovan Shirk of said estate, says that in obedience to the order of said Court, he has attached hereto said personal property, to Ruby Shirk on the 9-day of January, 1931 for the sum of one thousand and fifteen and ²⁵/₁₀₀ Dollars, said sum, being not less than the appraised value of the same, said estate.

A detailed Bill of said Sales is hereto attached.

Dated this 9-day of January, 1931.

R. Donovan Shirk, Ex.

Bill of Sales is hereto attached.

Dated this 9-day of January, 1931.

R. Donovan Shirk

Bill of Sale.

All of the Chattel Property above described sold at its appraised value, to Ruby Shirk, for \$1015²⁰

The State of Ohio, Union County:

R. Donovan Shirk, Executor, of the estate of Vernon V. Shirk, 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.

R. Donovan Shirk

Sworn to before me, and signed in my presence this 9-day of January, 1931.

C. A. Hoopes, Notary Public.

Journal entry: Probate Court, Union County, O. Jan. 9-1931.

Sale of Personal Property Confirmed

The executor of the above named decedent having filed his return of the order of private sale of the

MC MANUS-THOUF CO., TOLEDO, OHIO-79204

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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.

W. H. Husted, Probate Judge.

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Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11979
Jan. 19.
1931.
Miss L. Myers
atty

Petition for Real Estate
In the Probate Court, Union County, Ohio,
vs.

Charles A. Thompson, Executor,
of the estate of
Aaron Orabrod, deceased.
Plaintiff.

vs.
Sarah J. Orabrod,
Nattie Knox,
Ida Oray,
Ida Briggates,
Pearl Bombardier, Jr.,
Earl Bombardier.

Defendants

Petition

now comes Charles A. Thompson, and says that on the 23rd day of December, 1930, he was duly appointed executor with the Will annexed of the estate of Aaron Orabrod deceased, by the probate court of Union County, Ohio.

That the said Aaron Orabrod died leaving no personal property, and that his debts, funeral expenses, and expenses of administration, as near as can be ascertained by the plaintiff will be \$1200.00 and that the deceased died leaving no personal estate with which to pay the same.

That the said Aaron Orabrod, died seized in fee simple and the owner of the following described real estate, to wit:

Situate in the township of Liberty, county of Union, and State of Ohio, and

Beginning at the north east corner of T. B. Callinson's lot in Raymond, and in the center of the bridge and east Liberty Road; thence with the east line to said Callinson's lot in a southerly direction 202 feet to a stake in the north line of W. Titus land; thence with the said north line, easterly 56 1/2 feet to a stake; thence in a northerly direction and parallel with the east line to said Callinson's lot 202 feet to a stake in the center of said road; thence westerly 56 1/2 feet to the beginning, subject however to the rights of the public to the use of an alley 14 feet wide across the south end of said premises,

Containing 1/2 of an acre, more or less.

That it will be necessary to sell said real estate to pay the debts, funeral expenses

Petition

Petition

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Costs of administering the estate of the said deceased.

That the said deceased died leaving the defendant, Sarah J. Orabrod, his widow, and who is now 87 yrs. of age, and who is entitled to dower in said real estate.

That the said deceased died leaving the defendants, Nettie Knox, and Ida Argo, daughters, and the defendants Ida Beigutler, a niece, and Pearl Barnhart and Earl Barnhart, nephews, the said niece and nephews being the only children and heirs at law of Mary Barnhart, deceased, who died prior to the death of the said Aaron Orabrod, and who was his daughter.

That the said defendants, Nettie Knox, Ida Argo, Ida Beigutler, Pearl Barnhart and Earl Barnhart are the only heirs of the said Aaron Orabrod, deceased, having a next estate of inheritance from him in said real estate.

Petition

That the said Aaron Orabrod died on the 29 day of November 1930, testate and his last will and testament was duly admitted to probate in the probate Court of Union County, Ohio, on December 4th 1930, in case no. 11950 and that the said Charles A. Thompson, the plaintiff, was the duly selected executor by the said deceased in said last will and testament.

That in the inventory and appraisement of the estate of the said Aaron Orabrod, deceased in case no. 11963, of this court, the said real estate was appraised at \$ 800⁰⁰.

Wherefore, the plaintiff prays that he may be ordered and directed to sell said real estate to pay the debts, funeral expenses and costs of administration of said estate, and for such other & further orders in the premises as the Court may find just and equitable.

Wm. L. Myers, attorney for Plaintiff.

State of Ohio, Union County, ss. Charles A. Thompson, being duly sworn, says that the facts stated and the allegations made and contained in the foregoing petition are true as he believes.
Charles A. Thompson

Part

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO

11979

Sworn to before me, and signed in my presence. This 16th day of January, 1931

Maud Myers, Notary Public

Receipt

To the Court:

Receipt

Issue summons in the above entitled cause directed to the sheriff of Union County, Ohio, for the defendants, Ida Argo, Mansfield, Ohio; Nettie Knox Raymond, Ohio; Ida Beightler and Pearl Barnhart Mansfield, Ohio. In re: executor's action to sell real estate to pay debts and costs of administration, and make returnable according to law.

Mrs. L. Myers, atty. for Plaintiff

In the Probate Court of Union County, Ohio,

January, 19th 1931.

No. 11979.

Journal Entry. Filing Petition to Sell Real Estate.

Filing June

This day came the Plaintiff Charles A. Thompson executor of the estate of Aaron Orakood deceased and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Aaron Orakood 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 to obtain service by Publication

Jan. 19, 1931. Affidavit to obtain service by Publication

Charles A. Thompson, ex. of the estate of Aaron Orakood, deced. Plaintiff. v. Sarah J. Orakood; Defendants.

Affidavit.

The State of Ohio, Union County, ss.

Charles A. Thompson, ex. of the estate of Aaron Orakood, Deced the said Plaintiff being sworn, says that the defendant, Earl Barnhart is a non-resident of Ohio, and that service of summons

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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on him cannot be made in this State; that the residence of said Earl Barnhart is unknown to the Plaintiff and cannot with reasonable diligence be ascertained and that service of summons on him cannot be made and that the case is one of those mentioned in Section 11292 of the Revised Statutes of Ohio.

Charles A. Thompson.

Shown to before me and signed in my presence this 17th day of January 1931.

Wm. Mand Pagers, Notary Public

Order
Service
by
Publication

Journal Entry: Orders service by Publication
Probate Court, Union County Ohio.
January 19-1931.

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 Defendant Earl Barnhart is a non-resident of Ohio that service of summons on him cannot be made in this State; that the residence of said Defendant Earl Barnhart is unknown to the Plaintiff.

It is ordered that the publication be made at 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 when 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.

Witness my hand and the seal of said Court this 19th day of January 1931.

Answer
of
widow

Answer of Widow.

In the Probate Court, Union County, Ohio.

Now comes Sarah J. Orabrod one of the defendants named herein, and voluntarily enters her appearance herein, and says that she is the widow of Aaron Orabrod who died on the 29 day of November, 1930, and that her age at the time of his death was 87 (87) years, that as such she is entitled to dower in the real estate

Aaron
Orabrod says
of summons

11979

in the real estate in the plaintiff's petition described.
 That she consents to the sale of the said real estate and hereby waives the assignment of her dower interest or homestead therein by metes and bounds, or right to live in the mansion house in said premises and elects to take the value thereof out of the proceeds of the sale, if sold, and consents to the sale of said real estate free from any ^{interest or} claim that she may, as such widow, have therein.

Wherefore the said Sarah J. Orabrod prays that her interest in said real estate may be protected and determined by the Court, and the value thereof be paid to her in cash from the proceeds of the sale.
 Sarah J. Orabrod.

Court

State of Ohio Union County ss.

Sarah J. Orabrod, being duly sworn, says that the facts stated and the allegations made and contained in the foregoing are true as she believes
 Sarah J. Orabrod.

Sworn to before me and signed in my presence, this 19-day of January, 1931.
 Mand. Pycus, Notary Public ^(new)

Fines
 Mar. 7-1931
 Answer.
 Notice Knox.

Probate Court, Union County, Ohio,
 Case No. 11979,
 Answer.

Now comes Nettie Knox, and admits that Charles A. Thompson is the duly appointed executor with the will annexed, of the estate of Aaron Orabrod.

This defendant says that she is one of the children of the said Aaron Orabrod and that by the last will and testament of the said Aaron Orabrod the real estate described in the petition was devised to Sarah J. Orabrod for life with remainder to the heirs of Aaron Orabrod.

This defendant denies that Aaron Orabrod died leaving no personal property sufficient to pay his debts and the cost of administration of his estate. This defendant denies the allegation that Aaron Orabrod died leaving debts.

This defendant says Aaron Orabrod paid his debts a few days prior to his decease; that his funeral expenses, doctor bills and other expenses have been paid in full and that there is no debts of any kind against his estate, and that

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

11979 this proceeding is instigated for the purposes of divesting the real estate from the heirs in remainder and to permit the widow Sarah J. Orshood to secure the value of said property and thus defeat the remainderment.

Wherefore this defendant prays that the petition herein filed by the executor for the sale of said real estate be dismissed, and that this defendant recover her costs herein expended.

Joel W. Duley, attorney for defendant.

State of Ohio, Union County, ss.

Nellie Knox, being duly sworn, says that the facts stated, and allegations made, in the foregoing answer are true, as she truly believes.

Mrs Nellie Knox.

Brought before me and subscribed in my presence this 6 day of March, 1931.

Joel W. Duley.

Notary Public.

Legal Notice

Legal notice

Earl Barnhart, whose place of residence is unknown will hereby take notice that on the 19 day of January 1931 Charles A. Thompson, as executor of the estate of Aaron Orshood deceased, filed his petition in the probate court of Union County, Ohio, in case no. 11979, against the said Earl Barnhart et al. defendants asking for an order to sale of the following described real estate to pay debts and costs of administering said estate, to wit:

Situated in the Township of Liberty, County of Union and State of Ohio, and

Beginning at the north east corner of J. B. Callinson's lot in Raymond, and in the center of the Mansville and East Liberty Road; thence east with the east line to said Callinson's in a southerly direction 75.2 feet to a stake in the north line of A. Titus land; thence with the said north line, easterly 56 1/2 feet, to a stake; thence in a northerly direction and parallel with the east line to said Callinson's lot 70.2 feet to a stake in the center of the said road; thence westerly 56 1/2 feet to the beginning subject, however, to the rights of the public to the use of an alley 14 feet wide across the south end of said premises containing 1/4 of an acre more or less.

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That he must answer in or before the 7th day of March, 1931.
Charles A. Thompson
Executor,

Mrs. L. Myers atty. Jan. 22 - 57.

Order

State of Ohio, Union County, ss.

Personally appeared before me, Wesley Witley and made solemn oath that the notice, a copy of which is hereto attached was published for 5 consecutive weeks on and next after Jan. 22, 1931.

in the Union County Journal a newspaper of general circulation in County aforesaid.

Wesley Witley

Sworn to before me, and signed in my presence, this 7th day of March, 1931.

B. B. Gurner,

Feas. # 14th.

Mar. 17-1931

In the Probate Court, Union County, Ohio.
No. 11979. Reply.

Reply

Now comes Charles A. Thompson, as executor of the estate of Aaron Orchard, deceased, and for reply to the answer of Nettie Knox filed herein, says that he denies each and every statement and allegation made and contained therein, excepting those statements and allegations admitted by her to be true and those in the petition that are admitted to be true.

Wherefore, the said Charles Thompson, as executor of the estate of Aaron Orchard, deceased, prays that the answer of the said Nettie Knox be dismissed and that the prayer of his petition be granted as prayed for.

Mrs. L. Myers
attorney for Plaintiff.

Order

State of Ohio, Union County, ss.

Charles A. Thompson, being duly sworn, says that the facts stated and the allegations made and contained in the foregoing reply are true as he believes.

Charles A. Thompson.

Sworn to before me, and signed in my presence this 17th day of March, 1931.

Mrs. L. Myers
Notary Public

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MC MANUSCRIPT CO., TOLEDO, OHIO - 79204

March, 1931,

11979

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

Appl. to

sell
at
Private estate described in the petition in this case at
private sale, for the following reasons:

1. Said real estate can be sold for cash at the appraised value.
2. That the appraised value is all said real estate is reasonably worth.
3. To sell at private sale will save the expenses and uncertainty of sale if offered at public sale.

And he therefore asks for an order authorizing him to sell said real estate at private sale
Charles A. Thompson, Executor
of the estate of Arm Bradford, decd.

The State of Ohio, Union County,
Charles A. Thompson being duly sworn, says that the various matters set forth in the foregoing application are true as he verily believes.

Charles A. Thompson,
Sworn to before me, and signed in my presence
this 17- day of March, 1931.
B. Maud Pyles,
Notary Public.

Affidavit of disinterested persons.

affidavit
disinterested
persons

The State of Ohio, Union County,
James F. Myers, and Frank W. Gallaway 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 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.

James F. Myers
Frank W. Gallaway.
Sworn to before me, and signed in my presence
this 17- day of March, 1931.
B. Maud Pyles
Notary Public.

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Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO

Filed
Mar. 7-1931
motion of
Kettie Knox.

Union County, Ohio, Probate Court.
Entry.

upon motion of the defendant Kettie Knox and good cause being shown leave is granted to file an answer in the above entitled cause instant in
F. de Roy Allen Common Pleas Judge
acting Probate Judge
Dec. 15-92.

Mar. 17-1931

In the Probate Court, Union County, Ohio.
No. 11979

Ordering Sale.

Journal entry. Ordering Sale.

On this 17 day of March 1931, this cause came on to be heard upon the petition, evidence, exhibits and answers of Sarah J. Orabrod and Kettie Knox, and the court being fully advised in the premises find that all the defendants herein, have been duly and legally served with summons, or by publication, or entered their appearance and are now properly before the court, and all are in default for demurrer or answer, excepting the said Sarah J. Orabrod and Kettie Knox; and the court further find that the statements and allegations made and contained in the plaintiff's petition are true, and that it is necessary to and the said premises should be sold as prayed for.

That, the defendant Sarah J. Orabrod, is the widow of the said Aaron Orabrod, deceased, and as such is entitled to dower, in the premises sought to be sold, and that by her answer she waives her dower and homestead therein, as such, or in rents, issues and profits, and consents to the sale of said premises free from any interest she may have therein as such widow, and elects to take the same, in money, out of the proceeds received from the sale of said real estate.

The Court further find that an appraisement of the said real estate is contained in the inventory in case no. 11963 of this Court, and at \$800. And it being made to appear to the Court that it would be for the best interest of said estate to sell the real estate described in the plaintiff's petition, at private sale.

Therefore it is hereby ordered, by the Court, that another appraisement be made, and the same is hereby dispensed with, and that any additional bond of the said executor be, and the same is hereby dispensed with, and that the said executor proceed to sell said real at private

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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sale for not less than \$500⁰⁰ the appraised value thereof, for cash, in full, free and clear from debts or any other interest of the said Sarah J. Orshood therein.

It is further ordered that an order of sale be forthwith issued to said executor directing and commanding him to proceed with said sale, and to make due return of his proceedings immediately thereafter, for further orders, and this cause is continued.

F. Le Roy Allen, Common Pleas Judge,
By
acting Probate Judge.

approved:

Wm L. Conger, atty. for Plaintiff.
John W. Dailing " " " " " " " " " " " "

Order of Sale

Order of Sale free from debts.

The State of Ohio Union County Probate Court

To Charles A. Thompson, Executor
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 Aaron Orshood, deceased, are plaintiff and Sarah J. Orshood et al. are Defendants, you are commanded to proceed according to law to sell at private sale for not less than \$500⁰⁰ the appraised value thereof free from the debts of Sarah J. Orshood widow of Aaron Orshood deceased, the following described premises, to-wit:

Situated in the township of Liberty, county of Union and State of Ohio and.

Beginning at the north east corner of T. B. Callins' lot in Raymond, and in the center of the Mayville and East Liberty Road; thence with the east line of said Callins' lot, in a w. southerly direction 202 feet to a stake in the north line of A. Titus' land; thence with the said north line, easterly 56 1/2 feet to a stake; thence in a northerly direction and parallel with the east line to said Callins' lot 202 feet to a stake in the center of said road; thence westerly 56 1/2 feet to the beginning, subject, however, to the rights of the public to the use of an alley 14 feet wide across the south end of said premises.

Final Record, Union County Probate Court

MC MANUS-THROUP CO., TOLEDO, OHIO - 72204

MC MANUS-THROUP CO., TOLEDO, OHIO - 72204

11979 Containing $\frac{1}{4}$ of an acre. more or less.
 Said sale to be final 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 Mansville Ohio, this 17th day of March, 1931.
 J. LeRoy Allen, Common Pleas Judge.
 acting in absence of 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 the 27th day of March, 1931.
 Charles A. Thompson.

Report of Sale

Report of Sale

In obedience to the within order, I sold said premises on the 27th day of March 1931, to Frank J. Rabrod, for the sum of \$800⁰⁰ said sum being the appraised value of the same.
 Charles A. Thompson.

Dated the 27th day of March, 1931

Oath

The State of Ohio, Union County.
 The above named Charles A. Thompson, 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.
 Charles A. Thompson.

Sworn to before me and signed in my presence this 27th day of March, 1931.

C. Mand Pyles, Notary Public.

Confirming Sale

Confirming Sale

Probate Court, Union Co. O. March 27-1931

Proceedings to Sell Real Estate

Confirming Sale

This day this cause coming on to be heard on the return of Charles A. Thompson, as executor of the estate of Aam Rabrod, deceased, of his proceedings and sale under the former order of this Court: the Court, having carefully examined said return, and being satisfied

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

11979 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 Charles W. Thompson as such executor make to the purchaser Sarah J. Orford a good and sufficient deed for the premises so sold.

It is further ordered that this proceeding be recorded and that said executor pay the costs herein taxed.

W. H. Husted

Probate Judge

11984 In the matter of the estate of Allen T. Whiteside, Deceased, March 13 '31 Petition to Sell Personal Property at Private Sale Probate Court, Union County, Ohio. No. 11984. Petition.

To the Judge of said Court:

The undersigned Helen V. Parrott, adx., of the estate of Allen T. Whiteside late of said County, deceased, respectfully makes application for authority to sell at private sale and at the sum of Ten Hundred and fifty dollars 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 sale would be for the advantage of said estate for the following reasons.

1. That a purchaser has already been obtained who will pay the full appraised value thereof.
2. That the expense of advertising will thus be saved.
3. That all parties in interest are desirous that it shall be sold at the appraised amount, and at private sale.

Dated March 5 - 1931.

Helen V. Parrott, adx.

The State of Ohio, Union County,

Helen V. Parrott being duly sworn, says that the various matters and things contained in the foregoing application are true as she truly believes.

Helen V. Parrott.

Sworn to before me, and signed in my presence this 11 day of March, 1931.

William J. Porter, Notary Public

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

1	1	Bay mare.		\$ 30 ⁰⁰
2	1	Roan mare.		\$ 40 ⁰⁰
3	1	Horse. 3yr. old	2/3 interest	\$ 75 ⁰⁰
4	1	yearling mule	" "	40 ⁰⁰
5	1	mule colt	" "	30 ⁰⁰
6	1	" "	" "	30 ⁰⁰
7	1	Black cow		45 ⁰⁰
8	1	Holstein cow		50 ⁰⁰
9	1	" "		50 ⁰⁰
10	1	" "		50 ⁰⁰
11	1	Ayrshire cow	2/3 interest	50 ⁰⁰
12	1	" "	" "	50 ⁰⁰
13	1	Holstein cow	" "	40 ⁰⁰
14	1	Guernsey cow	" "	30 ⁰⁰
15	1	Jersey cow	" "	25 ⁰⁰
16	1	Holstein calf	" "	18 ⁰⁰
17	1	" "	" "	8 ⁰⁰
18	1	Ayrshire bull calf	" "	18 ⁰⁰
19	1	sow	" "	12 ⁰⁰
20	7	sheep	" "	35 ⁰⁰
21	34	sheep	" "	140 ⁰⁰
22	150	chickens	" "	45 ⁰⁰
23	3	tons soy bean hay	" "	30 ⁰⁰
24	4	tons timothy hay	" "	50 ⁰⁰
25	2	tons oat straw	" "	10 ⁰⁰
26	150	Bu. oats	" "	45 ⁰⁰
27	60	" corn	" "	39 ⁰⁰
28	1	wheat binder	" "	20 ⁰⁰
29	1	Hay loader	" "	20 ⁰⁰
30	1	disc delivery rake	" "	20 ⁰⁰
31	1	Disc-harrow	" "	5 ⁰⁰
32	1	corn plow	" "	10 ⁰⁰
33	1	cultivator hor	" "	20 ⁰⁰
34	1	manure spreader	" "	30 ⁰⁰
35	1	mower and rack	" "	15 ⁰⁰
36	1	corn planter	" "	10 ⁰⁰
37	1	wheat drill	" "	30 ⁰⁰
38	1	mowing machine	" "	18 ⁰⁰
39	1	Breaking plow	" "	5 ⁰⁰
40	1	5' short-cultivator	" "	2 ⁰⁰
41	6	milk-cans	" "	10 ⁰⁰
42	1	corn sheller	" "	5 ⁰⁰
43		small tools t. junk.	" "	10 ⁰⁰
44	1	Ford touring car.	" "	10 ⁰⁰
		1 share Farmers Exchange Bank.		
		Strader, O.		100.

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

Journal Entry: Order for Private Sale
Probate Court, Union County, Ohio,
March, 13th 1931.
Order to Sell.

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, including certain bank stock, at private sale; it therefore ordered, that Helen V. Parrott as adx. of the estate of Allen T. Whiteside, deceased, proceed to sell said personal property and said bank stock at private sale for not less than the appraised value thereof.

It is further ordered, that said sale be made for cash in hand at time of sale.

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

W. W. Wasted, Probate Judge

Order of Private Sale Personal Property
Probate Court, Union County, Ohio,
No. 11984

To Helen V. Parrott, adx., of the estate of
Allen T. Whiteside, dec'd.

In obedience to an order and decree of said Court 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 Two Hundred and Fifty Dollars, the appraised value thereof the following goods and chattels, to-wit:

Said sale to be on 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 11th day of March, 1931

W. W. Wasted.

Probate Judge

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO

Return
Probate Court Union County, Ohio.

Report Sale of Personal Property.

The undersigned Adm. of said estate says that in obedience to the order of said Court hereto attached, she sold said personal property March 1931 for the sum of Two hundred and fifty dollars. Said sum being not less than the appraised value of the same.

A detailed Bill of Sales is hereto attached.

Dated this 13-day of March, 1931.

Helen V. Parratt, Adm.

Bill of Sales.

No.	Description	Price	Buyer	Price
1	Bay mare	\$30 ⁰⁰	Frank L. Parratt	\$30 ⁰⁰
2	Red mare	40 ⁰⁰	"	40 ⁰⁰
3	1 Heifer 3 yr. old 2/3 int.	75 ⁰⁰	"	75 ⁰⁰
4	1 yearling male	40 ⁰⁰	"	40 ⁰⁰
5	1 milk cow	30 ⁰⁰	"	30 ⁰⁰
6	" "	30 ⁰⁰	"	30 ⁰⁰
7	1 Black sow	45 ⁰⁰	"	45 ⁰⁰
8	1 Holstein cow	50 ⁰⁰	"	50 ⁰⁰
9	" "	50 ⁰⁰	"	50 ⁰⁰
10	" "	50 ⁰⁰	"	50 ⁰⁰
11	1 Syncline cow 2/3 int.	50 ⁰⁰	"	50 ⁰⁰
12	" " "	50 ⁰⁰	"	50 ⁰⁰
13	1 Holstein " "	40 ⁰⁰	"	40 ⁰⁰
14	1 Jersey " "	30 ⁰⁰	"	30 ⁰⁰
15	1 Jersey " "	25 ⁰⁰	"	25 ⁰⁰
16	1 Holstein calf	18 ⁰⁰	"	18 ⁰⁰
17	" " "	8 ⁰⁰	"	8 ⁰⁰
18	1 pig	18 ⁰⁰	"	18 ⁰⁰
19	1 sow	12 ⁰⁰	"	12 ⁰⁰
20	7 shoats	35 ⁰⁰	"	35 ⁰⁰
21	34 sheep	140 ⁰⁰	"	140 ⁰⁰
22	150 chickens	45 ⁰⁰	"	45 ⁰⁰
23	3 tons dry straw hay	30 ⁰⁰	"	30 ⁰⁰
24	4 tons timothy hay 2/3 int.	50 ⁰⁰	"	50 ⁰⁰
25	2 tons oak straw	10 ⁰⁰	"	10 ⁰⁰
26	150 bu. oats 2/3 int.	45 ⁰⁰	"	45 ⁰⁰
27	60 bu. corn	39 ⁰⁰	"	39 ⁰⁰
28	1 wheat binder	25 ⁰⁰	"	25 ⁰⁰
29	hay loader	20 ⁰⁰	"	20 ⁰⁰
30	1 side delivery rake	20 ⁰⁰	"	20 ⁰⁰
31	1 disc harrow	5 ⁰⁰	"	5 ⁰⁰

32 1 cow
33 1 calf
34 1 mare
35 1 mare
36 1 cow
37 1 wheel
38 1 mare
39 1 horse
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32	1 corn plow 2/3 cut	10 ⁰⁰	- Frank L. Carnatt	10 ⁰⁰
33	1 cultivator hor.	20 ⁰⁰	"	20 ⁰⁰
34	1 manure spreader	30 ⁰⁰	"	30 ⁰⁰
35	1 mow and sack	15 ⁰⁰	"	15 ⁰⁰
36	1 corn planter	10 ⁰⁰	"	10 ⁰⁰
37	1 wheat drill	30 ⁰⁰	"	30 ⁰⁰
38	1 mowing machine	15 ⁰⁰	"	15 ⁰⁰
39	1 breaking plow	5 ⁰⁰	"	5 ⁰⁰
40	1 fire shovel			
	Cultivator	2 ⁰⁰	"	2 ⁰⁰
41	6 milk cans	10 ⁰⁰	"	10 ⁰⁰
42	1 corn sheller	5 ⁰⁰	"	5 ⁰⁰
43	small tools & junk	10 ⁰⁰	"	10 ⁰⁰
44	1 Ford touring car	10 ⁰⁰	"	10 ⁰⁰

one share Farmers Exchange Bank, Strouds Run 100⁰⁰

The State of Ohio, Union County.
Helen V. Carnatt, adx., of the Estate of Allen
T. Whiteside, 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.

Helen V. Carnatt, adx.

Sworn to before me, and signed in my presence, this 11- day of March, 1931.

W. William J. Porter
Notary.

Journal Entry: Probate Court, Union County, Ohio.
March 1931.

Sale of Personal Property Confirmed.
The adx., of the above named decedent filed her return of the order of 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 approves and confirms the same.

W. W. Husted, Probate Judge

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

11988.
Filed
July 2-
1931

Petition To Sell Real Estate.

In the Probate Court, Union County, Ohio,
No. 11988

John R. Laird, Adm.
of the estate of
Ethel E. Laird, dec'd.
Plaintiff

Bellevue G. Laird
Mary Ann Laird
Mary Ann Laird
The Union County Savings
& Loan Company of
Mansfield, Ohio.
Defendants.

Petition

Now comes John R. Laird, and says that he is the duly appointed, qualified and acting administrator of the estate of Ethel E. Laird, deceased, and that he was appointed as such by the probate court of Union County, Ohio, and qualified therein on the 31 day of January, 1931.

That the said Ethel E. Laird died intestate on the 24 day of December, 1930, the owner and seized in fee-simple of the undivided one-half interest in the following described real estate, to-wit:

First Tract.

First Tract.

Situated in the County of Union, State of Ohio, and in the village of Mansfield, and

Beginning at a stake in the center of the Mansfield and Richmond Grove Road and north-west corner of the James Miller's property; thence with his north line north 87° East 54.60 poles to a stake; thence north 3° West 200 feet to a stake; thence south 87° West 54.60 poles to a stake in the center of said road; thence with the center of said road South 3° East 200 ft. to the place of beginning.

Containing 4 1/2 acres more or less.

Except a strip of land from the north west corner of the above tract facing 5 1/2 feet on north main street and extending back 187 feet deep.

Said tract excepted containing 10472 square feet.

2nd Tract

Second Tract.

Situated in the County of Union, State of Ohio, Township of Paris, and part of Survey No. 3351, and

Beginning at a stake in the center of the Mansfield and Marion Road, and in the north line of said Survey, No. 3351; thence with said Survey line

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MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

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N. 79° East (Passing over a stake at 81 poles) 83 poles to the center of the Old Channel of Mill Creek; thence down the creek with the meanders thereof to the north-east corner of lands known as the Marysville Disposal Plant; thence with two consecutive lines of said Disposal Plant lands south 63½° West about 18.72 poles to a stake; thence S. 87° West 37.68 poles to a stake at the south east corner of William D. Hyland's land; thence with the east line of said Hyland's land and the east line of Louisa E. Randall's (deceased) land north 3° West 25.24 poles to a stake at the north-east corner of said Randall land; thence with the north line of said Randall land and the north line of Stevens land south 87° west 54.60 poles to a stake in the center of said road; thence with the center of said road north 3° west 18 poles to the place of beginning.

Petition

Containing 23.15 acres more or less.

3rd

Third Tract.

Beginning at a stake in the center of the Marysville and Parisburg Grant Road and north-west corner to Lydia J. Smith's lot; thence with the center of said road N. 3° W. 5.12 poles to a stake south-west corner of the Cheese Mfg. Lot; thence with the south and east line of said Lot N. 87° E. 20 poles to a stake; N. 3° W. 8 poles to a stake at the north-east corner of said lot; thence N. 87° E. 34.60 (34.61) poles to a stake; thence S. 3° E. 13.12 poles to a stake north-east corner to said Lydia J. Smith's lot; thence with the north line of said lot S. 87° W. 54.60 poles to the place of beginning.

Containing 3 acres and 76 poles, more or less.

4th Tract.

Fourth Tract.

Beginning at a stake in the northerly line of the lands of the village of Marysville known as the Disposal Plant and the south-east corner of lands of Mrs. L. Myers in the West Channel of Mill Creek; thence N. 87° E. 13.30 poles with the northerly line of the land of said village and the West Channel of said Creek to the intersection of the East Channel of said Creek; thence with the center of the east channel of said Creek and the meandering thereof N. 33° 30' W. 9 poles; thence N. 1° W. 7 poles to a stake in the line of the land of said Mrs. L. Myers in the center of said Creek; thence S. 40° W. 13.60 poles; thence S. 9° E. 9.30 poles

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO

11988

following the West Channel of said Creek and the lands of the said Milo L. Myers to the place of beginning containing 65 (65.100) of an acre more or less.

That the said Ethel E. Laird died leaving no personal property or estate but left debts amounting to approximately \$2500.00 and that the costs of administering her estate will amount to about \$150.00 and that it will be necessary to sell her interest in the said real estate to pay her indebtedness and the costs of administering her estate.

That the said deceased died leaving the defendant Clarence R. Laird her widower who is entitled to dower in the premises herein described and who is the owner of the other undivided one-half interest in the real estate herein described.

That the deceased died leaving the defendant Mary Ann Laird and Margorie Ann Laird her only children and heirs at law having a next estate of inheritance from her in said real estate and that the said Mary Ann Laird was four years of age on the 28 day of April 1930 and the said Margorie Ann Laird was three years of age on November 12-1930.

That the said defendant The Union County Savings Loan Co. of Mansfield, Ohio has or claims to have some lien right title or interest in or on said real estate.

Wherefore the plaintiff prays that the said defendants and each of them be required to set up their claim or interests or be forever barred from so doing that he be ordered to sell real estate for the purpose of paying the debts and costs of administering said estate and for such other and further orders in the premises according to law and as the Court may find to be just and equitable.

Milo L. Myers
attorney for Plaintiff.

Date

State of Ohio, Union County ss.

John R. Laird being duly sworn says that the facts stated and the allegations made and contained in the foregoing petition are true as he believes.

John R. Laird

Sworn to before me and signed in my presence this 2-day of February, 1931.

Maud Pyers

notary Public.

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Receipt

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MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

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Receipt

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Probate Court:

Issue summons in the above entitled cause directed to the Sheriff of Union County, Ohio, for the defendants, The Union County Savings and Loan Company, and Mary Anne Laird, a minor, and Maguire Lewis Laird, a minor.

Indorse "action to sell real estate to pay debts and costs of administration" and make returnable according to law.

Mrs. L. Myers

attorney for Plaintiff.

Being
Petition

In the Probate Court of Union County, Ohio.

Feb. 2 - 1931

No. 11988.

General Entry.

Being Petition to sell Real Estate.

This day came the plaintiff John R. Laird, administrator of the estate of Ethel E. Laird deceased, and presented to this Court his petition, duly verified, praying an order for the sale of real estate of the said Ethel E. Laird deceased, to pay the debts and to 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, 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

Answer of
widower

Answer of Widower.

Probate Court, Union County, Ohio.

And now comes Clarence H. Laird 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 said Ethel E. Laird deceased, and as such is entitled to dower in the premises described in said petition that his age is forty-eight years and he fully 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

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO - 7204

MC MANUS-TRUP CO., TOLEDO

11988

from his down estate therein and that the value of such down estate may be allowed and paid him in lieu thereof out of the proceeds of the sale by such sum of money as the Court deems the just and reasonable value of his down interest in said real estate.

Blarence M. Laird,

The State of Ohio, Union County,

Oath

Blarence M. Laird being duly sworn says that the statements in the foregoing answers are true as he truly believes.

Blarence M. Laird

Sworn to before me and signed in my presence this 2-day of February, 1931.

Wm. Mand Pyles, Notary Public.

Summons

Summons on Petition to Sell Real Estate, Probate Court.

The State of Ohio, Union County,

To the Sheriff of said County:

You are commanded to notify the Union County Savings and Loan Co. and Mary Ann Laird, a minor, and Mayoria Ann Laird, a minor, that on the 2-day of February 1931 John M. Laird, adm. of the estate of Peter E. Laird 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 7 day of March, 1931, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 6-day of March, 1931.

Witness my hand and the seal of said Court, this 3-day of March, 1931.

Wm. Husted, Probate Judge. C. B. H. Deputy Clerk.

Sheriff's Return

Sheriff's Return

The State of Ohio, Union County,

Recind this writ March 4th 1931, at 2 P.M., and pursuant to its command on the 6-day of March, 1931, I served the same on the within named defendants. The Union County Savings & Loan Company by personally handing to Pearl M^{rs} Hong Secretary, a true and certified copy of this writ with all the endorsements thereon, and on the same day I served the within named

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Mary Ann Laird and Margorie Ann Laird (minors) by leaving for each of them at their usual place of residence a true and certified copy of this writ with all endorsements thereon and at the same time I served Clarence Laird by personally handing to him a true and certified copy of this writ, he being the father of said minor defendants and with whom said minors reside.

William Rausch, Sheriff
By, Mary E. Colvin, Deputy

Motion

Motion

Now comes The Union County Savings and Loan Company one of the defendants herein, and respectfully asks the Court for ten days in which to plead, and the Court being fully advised grants same.

William J. Potos attorney for.
Def. The Union Co. Savings & Loan Co.

application for apt. of Gdn. ad litem.

Application for Appointment of Guardian Ad litem.
Probate Court Union County, Ohio.
March 31- 1931.

To the Hon. W. H. Husted, Judge of said Court:

The undersigned John N. Laird makes application for the appointment of a Guardian Ad litem for the minor defendants in the above entitled case.

The defendants Mary Ann Laird and Margorie Ann Laird are under the age of fourteen years, and have been duly served with summons herein and more than twenty days have elapsed since the service and return of service of summons on them.

The undersigned suggests that William R. Cameron who is a suitable person be appointed as such Guardian ad litem.

Respectfully,

John N. Laird

Probate Court Union County, O March 31- 1931.
No. 11988

apt. of Gdn. ad litem

apt. of Guardian Ad litem.

This day the plaintiff, John N. Laird 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 Ann Laird and Margorie Ann Laird are under the age of fourteen years and

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

11988

Court being satisfied that it is necessary to sell the real estate of said deceased, described in the petition to pay her debts.

It is ordered, that W.D. Hyland, Charles Rathbun & Wm E. Hinderer, three suitable and judicious men of the vicinity of said real estate, who are freeholders to and they hereby are appointed to appraise said lands at their true value in money free from the donor estate of said Clarence H. Laird, therein.

It is further ordered, that said appraisers be sworn as required by law, and afterwards, upon actual view, perform the duties required of them, and make return of their proceedings in writing to this Court, on or before the 10 day of April, 1931 and this cause is continued.

W.D. Hyland, Probate Judge

Order of appraisement

Order of appraisement

The State of Ohio, Union County, ss. Probate Court. To John H. Laird, 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. of the estate of Ethel E. Laird, deceased, are Plaintiff and Clarence H. Laird et al. are Defendants, you are commanded that by the orders of W.D. Hyland, Charles Rathbun and Wm E. Hinderer 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 donor estate of Clarence H. Laird, therein, to-wit:

Situated in the County of Union, State of Ohio and in the village of Mansville, and

Beginning at a stake in the center of the Mansville, and Richmond Gravel Road, and north-west corner of the James Mill's property; thence with his north line north 87° East 54.60 poles to a stake; thence north 3° West 200 feet to a stake; thence south 87° West 54.60 poles, to a stake in the center of said road; thence with the center of said road South 3° East 200 ft. to the place of beginning.

Containing 4 1/8 acres more or less.

Except a strip of land from the north, west corner of the above tract facing 56 feet on

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

MC MANUS-TROUP CO., TOLEDO, OHIO - 79204

11988 North main Street and extending back 187 feet deep. Said tract excepted containing 10.472 square feet.

2nd Tract

Second Tract:

Situated in the county of Marion State of Ohio, Township of Paris and part of Survey No. 3351, and

Beginning at a stake in the center of the Mangrove and Marion Road, and in the north line of said Survey No. 3351; thence with said Survey line N. 79° East (passing over a stake at 81 poles) 83 poles to the center of the Old Channel of Mill Creek; thence down the creek with the meanders thereof to the north east corner of lands known as the Mangrove Disposal Plant; thence with two consecutive lines of said Disposal Plant lands, South 63 1/2° West about 18.72 poles to a stone; thence S. 87° West 37.68 poles to a stake at the south east corner of William D. Hyland's land; thence with the east line of said Hyland's land and the east line of Laura E. Randall (deceased) land north 3° West 25.24 poles to a stake at the north east corner of said Randall land; thence with the north line of said Randall land and the north line of Stearns land, South 87° West 54.60 poles to a stake in the center of said road; thence with the center of said road North 3° West 18 poles to the place of beginning.

Containing 23.15 acres more or less

3rd Tract

Third Tract:

Beginning at a stake in the center of the Mangrove and Chesapeake Canal Road and north west corner to Lydia J. Smith's lot; thence with the center of said road N. 3° W. 5.12 poles to a stake south west corner to the Chess Inghy lot; thence with the south and east line of said lot N. 87° E. 20 poles to a stake; N. 3° W. 8 poles to a stake at the north east corner of said lot; thence N. 87° E. 34.60 poles to a stake; thence S. 3° E. 13.12 poles to a stake north east corner to said Lydia J. Smith's lot; thence with the north line of said lot, S. 87° (87) N. 54.60 poles to the place of beginning.

Containing 3 acres and 76 poles more or less

4th Tract

Fourth Tract:

Beginning at a stake in the northerly line of the lands of the Village of Mangrove

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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known as the Disposal Plant and the south east corner of lands of Mrs L. Myers in the west channel of Mill Creek: thence N. 67° E. 13.30 poles with the northerly line of the land of said village and the west channel of said creek to the intersection of the east channel of said creek: thence with the center of the east channel of said creek and the meanderings thereof N. 33° 30' W. 9 poles: thence N. 1° W. 7 poles to a stake in the line of the land of said Mrs L. Myers in the center of said creek. thence S. 40° W. 13.60 poles: thence S. 9° E. 9.30 poles and following the west channel of said creek and the lands of the said Mrs L. Myers to the place of beginning.

Containing 65 (65.100) 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 Mansfield Ohio this 31 day of March 1931.

Wm. M. Throated, Probate Judge

Return

Return

To the Probate Court of Union County Ohio:

In obedience to the foregoing order of your Honor caused the same to be duly executed, as will fully appear by the proceedings hereto attached.

Dated the 2 day of April 1931.

John W. Laird

Oath of appraisers

Oath of appraisers

The State of Ohio, Union County.

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

Chas. Rathbun

William D. Hyland

Wm. G. Anderson

} appraisers

Sworn to before me and signed in my presence this 2 day of April 1931.

Wm. Mand. Pyles Notary Public

appr-

Appraisers Return

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.

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

11988

Jointly-owned bounded and unacc. Dollars (\$2700.00)
free from dower estate divided as follows to wit:
First tract: at \$1250.00
2d 4" tract at 900.00
Third tract at 550.00

Given under our hands, this 2-day of April, 1931.
Wm. Ruthven, Wm. D. Heyland, Wm. E. Kindner & appraisers

appl-
to and
at Private Sale

Application to sell Real Estate at Private Sale.
Probate Court, Union County, Ohio.
No. 11988.

Application

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

1. Said real estate can be sold for cash for the amount of the appraisement, forthwith.
2. Being an undivided one-half interest, can be sold at a better advantage.
3. Will save expenses of advertising and offering for sale at public sale.

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

John N. Laird, Adm-
of the estate of Ethel E. Laird, deid-

Oath The State of Ohio, Union County.

John N. Laird being duly sworn says that the various matters set forth in the foregoing Application are true, as he truly believes.
John N. Laird.

Sworn to before me and signed in my presence, this 2-day of April, 1931. Mund Deyus, Notary Public

affidavit
of
Disinterested
Person

Affidavit of Disinterested Person.

The State of Ohio, Union County.

Thomas J. Hinton and Miles L. Myers 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 what ever 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 truly believe.

Thomas J. Hinton
Miles L. Myers

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Confirming
Appraisement
ordering sale.

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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Brought before me, and signed in my presence, this 2-day of April, 1931.

Wm. Maud Pyers, Notary Public

April 2-1931

Deuce
Confirming
Appraisement
Ordering Sale.

Journal entry: Deuce 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 Adr- 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 John N. Laird, as such Adr- as aforesaid, proceed to advertise and sell the real estate aforesaid free of donor, at private sale.

It is, thereupon by the Court ordered, that said John N. Laird, as such Adr- as aforesaid, proceed to advertise and sell the real estate aforesaid, free of donor, 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 proceeding herein forthwith upon compliance with the terms thereof.

Wm. Maud Pyers, Probate Judge

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

11988

Probate Court, Union County, Ohio.
No. 11988

11988

The Union
Co. Savings
&
Loan Co.

now comes the Union County Savings and Loan Company and says that it is a Corporation duly organized under the laws of the State of Ohio with its principal place of business in the village of Marysville, Ohio.

The defendant The Union County Savings and Loan Company for its answer herein avers that on the 25th day of March, 1929 in consideration of a loan of \$5000⁰⁰ issued to Clarence H. Laird and Ethel Laird, his wife they executed and delivered to it their promissory note of that date bearing interest at the rate of 7% per annum, and payments to be made in monthly installments of \$50⁰⁰ each until the above mentioned amount is paid in full. By the terms of said note and the mortgage securing said note, it is provided that if the signers fail to make said monthly payments for a period of eight weeks when due, then the whole amount of said loan shall immediately become due and payable.

Defendant avers that to secure the payment of said note said Clarence H. Laird and Ethel Laird, his wife, executed and delivered to this answering defendant their certain mortgage deed upon the real estate herein after described, by which it was provided that if the said Clarence H. Laird and Ethel Laird, his wife shall fail to pay unto the Union County Savings and Loan Co. its said note when the said note shall become due and payable, or shall fail to perform the other conditions therein provided for, then in that event the said mortgage deed shall become absolute in its terms and said mortgage may be foreclosed.

Defendant avers that said mortgage deed was delivered to the recorder of Union County, Ohio, for record on the 25 day of March 1929, at 5: P. M. and is now and has been ever since a valid and subsisting first lien upon the real estate hereinafter described to secure the payment of said loan. Said mortgage was duly recorded on March 29-1929, in mortgage record book # 98 Pg. 141, of the records in the office of the recorder of Union County, Ohio.

Said real estate upon which defendant claims a valid and subsisting first lien is described as follows:

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MC MANUS-THROUP CO., TOLEDO, OHIO-79204

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First Tract:

Situated in the County of Union, State of Ohio, and in the village of Marysville, Township of Paris, and Survey no. 3357, and

Beginning at a stake in the center of the Marion Road in the north line of Survey no. 3357; Thence with said survey N. 79 E. 83. poles to the center of the old Channel of Mill Creek; Thence down the Creek with the meanderings thereof to the N.E. corner of the Disposal Plant lands; Thence with two consecutive lines of said lands S. 63 1/2 W. 18.72 poles to a stone and S. 87 W. 37.68 poles to a stake at the S.E. corner of the W.D. Highland lands; Thence with the east line of said lands and the east line of the Randall land; Thence with the north line of said land and land of E.M. Stephens S. 87 W. 54.60 poles to a stake in the center of said road; Thence with the center of said road N. 3 W. 18 poles to the beginning.

Containing 23.15 acres, more or less.

Second Tract:

Second Tract:

Beginning at a stake at the north east corner of the E.M. Stephens lot in the north line of Survey no 3351; Thence N. 87 E. 34.60 poles to a stake; Thence S 3 E. 13.12 poles to a stake; Thence S. 87 W. 34.60 poles to a stake; Thence N. 3 W. 13.12 poles to the beginning containing 2.83 acres more or less.

Third Tract:

Beginning at a stake in the northerly line of lands known as the Disposal Plant and at the S.E. corner of lands of W.L. Myers in the West Channel of Mill Creek; Thence N. 67 E. 13.30 poles with the northerly line of the said disposal plant lands, and the West Channel of said Creek to the intersection of the east channel of said creek; Thence with the center of the east channel of said creek and the meanderings thereof N. 33 30 W. 9 poles; Thence N. 1 W. 7 poles to a stake in the line of lands of said Myers, in the center of said creek; Thence S. 40 W. 13.60 poles; Thence S. 9 E. 9.30 poles and following the West Channel of said creek and the lands of said Myers to the place of beginning.

Containing 65/100 of an acre, more or less.

11988

Fourth Tract:

4th Tract

Beginning at a stake in the center of the Masons road and northwest corner of the Mill's land: Thence north to a stake in the center of said road: Thence with the center of said road S. 3 E. 200 feet to the place of beginning.

Containing 4 1/8 acres more or less, excepting a strip of land from the northwest corner of the above tract, facing 56 feet on main street and extending back 187 feet deep.

Said tract excepted and containing 10 472 sq. feet.

Plaintiff further avers that there is now due it the sum of \$ 4787.38 with interest from the 1st day of January, 1931, on said note and mortgage.

Wherefore the defendant, The Union County Savings & Loan Company prays that if the Court should order a sale of said real estate that the proceeds of said sale shall be first paid to this defendant for all further relief to which this answering defendant would be entitled either in law or in equity.

William H. Porter, attorney for the Union Co. Savings & Loan Company

On this

State of Ohio Union County ss.

Deaf McEroy being first duly sworn makes oath and says that he is the Secretary of the defendant, Company, The Union County Savings and Loan Co., a corporation of the State of Ohio, and that its principal place of business is located in Marysville, Ohio; that the facts stated and the allegations made herein are true as he verily believes.

Deaf McEroy

Sworn to before me and signed in my presence this 9 day of March, 1931.

W. H. Porter

Notary Public.

Order of Sale

Order of Sale - Free from Deeds.

The State of Ohio, Union County.

Probate Court.

To John R. Laird, Trustee:

In obedience to an order and decree of the Probate Court, within and for said County.

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MC MANUS-THROUP CO., TOLEDO, OHIO - 79204

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made this day in a certain cause, wherein you as, administrator of the estate of Ethel E. Laird, deceased, are Plaintiff and Clarence M. Laird et al. are Defendants, you are commanded to proceed according to law, to sell at not less than the appraised value thereof free from the dower of Clarence M. Laird, widow of Ethel E. Laird, deceased, the following described premises, to wit:

Being the undivided one-half interest in the following described real estate, to wit:

Situated in the county of Union, State of Ohio, and in the village of Marysville, and

Beginning at the stake in the center of the Marysville and Richmond Gravel Road and north-west corner of the James Miller's property; thence with his north line north 87° East 54.60 poles to a stake north 3° West 200 feet to a stake; thence South 87° West 54.60 poles to a stake in the center of said road; thence with the center of said South 3° East 200 feet to the place of beginning.

Containing 4 1/8 acs. more or less.

except a strip of land from the north-west corner of the above tract facing 56 feet on North Main Street and extending East 187 feet deep.

Said tract excepted, containing 10,472 sq. feet.

2nd tract Second Tract:

Situated in the County of Union, State of Ohio, Township of Paris and part of Survey 3351, and

Beginning at a stake in the center of the Marysville and Marion Road, and in the north line of said Survey No. 3351; thence with said Survey line N. 79° East (passing over a stake for 81 poles); 82 poles to the center of the old Channel of Mill Creek; thence down the creek with the meanders thereof to the north-east corner of lands known as the Marysville Disposal Plant; thence with two consecutive lines of said Disposal Plant lands south 63 1/2° West about 18.77 poles to a stone; thence S. 87° West 37.68 poles to a stake at the south-east corner of William D. Hyland's land; thence with the east line of said Hyland's land, and the east line of Laura E. Randall's

MC MANUS-TRUP CO., TOLEDO, OHIO - 72204

MC MANUS-TRUP CO., TOLEDO, OHIO - 72204

11988 deceased) lands North 3° west 25.24 poles to a stake at the north-east corner of said Randall land; thence with the north line of said Randall land and the north line of Stearns land South 87° west 54.60 poles to a stake in the center of said road; thence with the center of said road North 3° west 18 poles to the place of beginning.
Containing 23.15- acres more or less

3rd tract Third tract:

Beginning at a stake in the center of the Marysville and Pharisburg Ward Road and north west corner to Lydia J. Smith's lot; thence with the center of said road N. 3° W. 5.12 poles to a stake south west corner to the Cheese Infy. Lot; thence with the south and east line of said lot N. 87° E. 20 poles to a stake; N. 3° W. 8 poles to a stake at the north-east corner of said lot; thence N. 87° E. 34.60 poles to a stake; thence S. 3° E. 13.12 poles to a stake north-east corner to said Lydia J. Smith's lot; thence with the north line of said lot S. 57° W. 54.60 poles to the place of beginning.
Containing 3 acres and 76 poles more or less

4th tract Fourth tract:

Beginning at a stake in the northerly line of the lands of the village of Marysville known as the Disposal Plant and the south-east corner of lands of Mrs L. Myers in the west channel of Mill Creek; thence N. 67° E. 13.30 poles with the northerly line of the lands of said village and the west channel of said creek to the intersection of the east channel of said creek; thence with the center of the east channel of said creek and the meanderings thereof N. 33° 30' W. 9 poles; thence N. 1° W. 7 poles to a stake in the line of the land of said Mrs L. Myers in the center of said creek; thence S. 40° W. 13.60 poles; thence S. 9° E. 9.30 poles and following the west channel of said creek and the lands of the said Mrs L. Myers to the place of beginning.

Containing 65 (65.100) of an acre more or less
Said sale to be private & to be upon the following terms: Cash in hand in full 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 this 2nd day of April 1931.

(Signature)
Probate Judge

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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To the Probate Court of Union County
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 7th day of April, 1931.

John N. Laird.

Report

Report of Sale

of

Sale

In obedience to the within order, I sold said
premises, on the 7th day of April, 1931, to

Clarence G. Laird

for the sum of Twenty seven hundred and ^{no} ~~no~~ Dollars,
said sum, being the appraised value of the same.

John N. Laird,

Dated the 7th day of April, 1931.

Attest

The State of Ohio, Union County.

The above named John N. Laird 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, and
that said sale is for the highest price he could get
for said property.

John N. Laird

Sworn to before me, and signed in my presence, this
7th day of April, 1931.

Maud. Pyles, Notary Public

Confirming
Sale

Probate Court, Union County, O. April 7-1931.

Proceeding to Sell Real Estate.

Confirming Sale

This day, this cause coming on, to be heard on the
return of John N. Laird, Adm. of the estate of
Eliot E. Laird 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 regularly
and legally made. It is ordered, that the same
be and hereby is approved, and confirmed; and it is
further ordered that said John N. Laird do such
Act - make to the purchaser, Clarence G. Laird
a good, and sufficient deed, for the premises
so sold.

It is further ordered that this proceeding be recorded, and
that said Adm. pay the costs.

W. W. Husted.

Probate Judge

11988

In the Probate Court, Union County, Ohio
No. 11988

Entry Ordering Distribution

Ordering Distribution

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 \$27.00; and Clarence G. Laird, defendant, having by his 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 to him out of the proceeds of said sale; the Court finds the just and reasonable value of his dower interest in said real estate to be \$593.⁸⁹

The Court further find that there is due The Union County Savings & Loan Co. upon the note set forth in its answer and cross-petition from the estate of the said Ethel E. Laird and from the said Clarence G. Laird the sum of \$4785.⁰⁰ and they to secure the payment thereof gave a mortgage upon the premises in the petition described, which mortgage is a valid and subsisting lien upon said premises and now upon the funds in the hands of said administrator arising from the sale of said premises, and that the said promissory note and mortgage was the joint obligation of the said deceased and the said Clarence G. Laird. It is therefore ordered that an entry of release and satisfaction of said mortgage lien in so far as the same may or may not affect the estate of the said Ethel E. Laird deceased, and the settlement thereof be entered of record in the office of the county recorder of Union County, Ohio.

It is further appearing to the Court that the sale price was insufficient to pay the taxes and the said mortgage lien in full, and that the said defendant, Clarence G. Laird, purchased the said premises and that there is not sufficient proceeds received from said sale to pay his dower interest or any part thereof over and above said mortgage lien, and that he assumes and agrees to pay the taxes on said premises sold.

Therefore be and it is further ordered and decreed by the court that the said administrator pay from the proceeds of said sale, the costs of the probate Court in the sum of \$36.⁷⁵ and an attorney fee of \$50.⁰⁰ to Mrs. L. Myers for his services

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Report of Sale

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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remained herein, and that he pay the balance of the money in his hands amounting to \$2613.²⁵ to the said The Union County Savings and Loan Company on its mortgage and note set forth herein which the court finds to be due it from the proceeds of said sale.

It is further ordered, that this cause be recorded.
W.H. Husted, Probate Judge

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Dec. 2 - 1930

In The Probate Court Union County, Ohio

In The Probate Court Union County, Ohio,
no. 11194

Entry

Journal Entry.

(Record Commenced in Rec. 35-5183, Dec. 20-1927.)

This day this cause came on to be heard upon the application of Louis A. Michel and Walter Howard, executors herein, for an order authorizing them as such executors to assign to Louis A. Michel and Walter Howard as individuals, the master's certificate of sale in the case of Louis A. Michel et al. viz. Zakaria Adamson et al. in the Circuit Court, of Cook County, Illinois B-169082, and was submitted to the Court.

The Court being fully advised in the premises find that it would be for the best interests of said estate that said certificate be assigned to Louis A. Michel and Walter Howard as individuals, and the title to the real estate therein described be taken in the name of Louis A. Michel and Walter Howard as individuals, in order that future transfers of said real estate may be made under order of this Court without further legal proceedings in the State of Illinois.

It is therefore considered by the Court that Louis A. Michel & Walter Howard executors herein, be and they hereby are, authorized and directed to assign said certificate to Louis A. Michel and Walter Howard as individuals.

W.H. Husted Probate Judge

Report of Sale

In the Probate Court, Union County, Ohio
no. 11228

Report of Sale

In obedience to the within order, we sold tract No. 2 of said real estate on the 5 day of December 1930 to Alpha Fairbanks for the sum of \$500.⁰⁰ said sum being equal to the appraised value

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO

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value. Return of

Walter Howard
Louis Michel.

Executors of the Estate of
Frank H. Fullington.

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of

Dated the 5 day of Dec. 1930.

The State of Ohio, Union County ss

oath

The above named Walter Howard and Louis Michel, executors, 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 they could obtain for said property.

Walter Howard
Louis Michel

Sworn to before me and subscribed in my presence this 5 day of Dec - 1930.

C. A. Therpes, Notary Public.

Probate Court, Union County, O. Dec. 5th 1930.

Confirming Sale.

Confirming sale
Trust

This day this cause coming on to be heard on the return of Walter Howard and Louis Michel executors of the estate of Frank H. Fullington deceased, of their 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 Walter Howard and Louis Michel as such executors make to the purchaser Alpha Fairbanks a good and sufficient deed for the premises so sold, to wit:

Tract No. Two of said real estate as described in the petition containing one acre upon said purchaser paying to said executors the purchase price of \$500.00 in Cash.

It is further ordered that this proceeding be recorded, and that said executors pay the costs herein taxed.

W. H. Husted Probate Judge

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MC MANUSCRIPT CO., TOLEDO, OHIO-79204

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Petition to sell Real Estate To Pay Debts
in the Probate Court of Union County, Ohio
Petition to sell Real estate
To Pay Debts.

atty. Charles H. Brown, adm-
of the estate of
Max Sanders, Dec'd
Plaintiff

W.D. Sanders, and
C.J. Keller,
Defendants.

Petition

The plaintiff represents that he is the duly appointed and qualified Administrator of the estate of Max Sanders, late of Richwood, Union County, Ohio, and is still acting as such administrator. That the amount of debts due from the deceased is Twenty Two Hundred sixty-six and ⁹⁶/₁₀₀ dollars - (\$2266⁹⁶/₁₀₀) as near as they can be ascertained, a schedule of which debts is as follows, to wit:

1. C.J. Keller	note secured by mortgage on real estate to be sold herein	\$1500. ⁰⁰
Taxes on real estate		99.74
Texas	personal	3.34
Mrs Chas Perkins		6.32
Dr. B. P. Hall		98. ⁰⁰
Edith Malone		17.56
Amorden Dairy		11.
Kyle Drug Store		8. ²⁵
D. R. Sanders -		261.
Ella Dams		10.
George W. Lee	Insurance agent	26.25-
Richwood Banking Co		225. ⁰⁰
	Total	\$2266 ⁹⁶ / ₁₀₀

That the charges of administration of said estate will amount to about \$150⁰⁰ and that the total value of the personal estate and effects of said deceased is but \$188²⁵, being wholly insufficient to pay the debts and costs aforesaid

The plaintiff further represents that said Max Sanders died seized in fee simple of the following described real estate situate in the County of Union, State of Ohio, and in the Village of Richwood, to wit:

MC MANUS-THOMP CO., TOLEDO, OHIO - 79204

MC MANUS-THOMP CO., TOLEDO, OHIO

11954

Bring the East one fourth of out lot no. 5 in the Town of Richmond Union County, Ohio. For a more specific description reference is hereby made to the record of the plat of said town, duly recorded in the Recorder's office at Mansfield Union Co. Ohio.

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. From any down estate therein, and that the amount of said appraisement is \$1650.00. That plaintiff has given Bond, as such Adm., in the sum of \$3000.

The said decedent died leaving the defendant, N. D. Sanders, who is seventy years of age, her widow who is entitled to dower in said premises. That the defendant C. J. Keller claims to have a mortgage lien in said the said premises.

The plaintiff therefore prays that the premises hereinbefore described, may be sold free from the dower of said N. D. Sanders; that the rights, interests and liens of the said C. J. Keller, 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 said dower and for all other proper orders and relief in the premises.

Allen + Allen
Atty. for Plaintiff

State of Ohio, Union County ss.

Carta

Charles H. Brown, 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.

Charles H. Brown

Sworn to before me, and subscribed in my presence, this 5th day of December, 1930.

Robt. L. Allen
Notary Public

11954

Receipt

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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Receipt

To the Probate Judge:

Receipt

The Petitioner respectfully represents that W. D. Sanders will sign a waiver of Summons: Issue Summons in this proceeding for said C. J. Keller, directed to the Sheriff of Logan County, Ohio, and make same returnable according to law.

Indorse summons "action for sale of real estate to pay debts and all other equitable relief:

C. J. Keller, lives four or five miles north east of West Mansfield, Ohio.

Allen T. Allen, atty. for Plaintiff

Dec. 29-1930 Receipt

Summons

To the Probate Judge:

Please issue summons for defendant W. D. Sanders, directed to the Sheriff of Union Co. & returnable according to law.

Indorse summons "action for sale of real estate and all equitable relief"

Allen T. Allen, atty. for Plaintiff

Summons on Petition to Sell Real Estate

The State of Ohio, Union County, Probate Court.

To the Sheriff of said County:

You are commanded to notify W. D. Sanders, Richmond Ohio, that on the 3. day of 1930 Chas H. Brown, Adm. of the Estate of Mar Sanders, 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 31- day of January, 1931, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will not be due return of this writ on the 12- day of January, 1931.

Witness my hand, and the seal, of said Court,

This 29- day of Dec. 1930

W. H. Thustad

Probate Judge

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

11954

Sheriff's Return.

The State of Ohio, Union County

Sheriff's Return

Received this writ December 29 - 1930 at 11 A.M. and pursuant to its command. I served the same on the within named defendant W.D. Sanders by leaving for him at his usual place of residence a true and certified copy of this writ with all the endorsements thereon

J. B. Lingard Sheriff
By: Mary E. Blinn Deputy

Sheriff's Fees

Service d. ret. 75
32 miles @ 2.56 Total \$ 3.31

In the Probate Court of Union County, Ohio
Warrant

Warrant

I the undersigned party defendant to the Petition in said cause which issuing and service of summons and voluntarily enter my appearance as such defendant and do hereby consent to the sale of the real estate described in said Petition

C. J. Keller

In the Probate Court of Union Co. Ohio

Order for Public Sale
no. 11954

Order for Public Sale

Journal entry

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 the administration of the deceased. And the Court being fully advised in the premises finds that W. D. Sanders herein has been legally served with process and that C. J. Keller has entered his appearance herein in writing; and that all have been notified of the pendency and prayer of the Petition as prescribed by law. And the Court further finds that W. D. Sanders, executor of the said Wm Sanders, deceased, waives the assignment of his dower in said premises in metes and bounds for the reason that he has not assumed and set up his interest of dower in the premises and therefore that the same should be sold clear and free from his said dower.

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

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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 down interest; and the Court further 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 costs of administration.

The Court further finds that the real estate in the Petition described was appraised by the appraisers of the personal estate at \$1650.00 and the Court also finds that the Bond heretofore given by the Plaintiff as Adm. of the estate of Max Sanders deceased in the amount of \$3000.00 is sufficient.

It is therefore ordered that further appraisement and additional Bond be dispensed with.

It is now ordered that the said Charles H. Brown, as such Adm. proceed to advertise for sale at the door of the Court House at Marysville, O. said real estate for four consecutive weeks in a newspaper of general circulation in said County, in which said land is situated and he is further ordered to sell the same at not less than 2/3 of the appraised value and on the following terms, to wit:

One tenth cash down payment on day of sale and the remainder upon the delivery of a deed by Charles H. Brown, adm.

And said Plaintiff is ordered to make return to this Court immediately after such sale.

That said Charles H. Brown, as Adm. is authorized to expend \$200.00 in employing an Auctioneer to cry said sale
W.H.H.usted, Probate Judge

Legal Notice

In Pursuance of an order of the Probate Court of Union County, Ohio, I will offer for sale at public auction on the 7th day of March, 1931, at 10 P.M. at the door of the Court House in the City of Marysville, O. the following described real estate, situate in the County of Union.

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO

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State of Ohio and in the village of Richmond town:

Being the East 1/4 of out lot no. 5 in the Town of Richmond, Union County, Ohio. For a more specific description reference is hereby made to the record of the plat of said town duly recorded in Recorder's office at Mansfield, Union Co. Ohio.

appraised at \$1650.00 Terms of sale cash on delivery of a deed Charles H. Brown Adm.

Robert F. Allen, attorney July 5-1931

State of Ohio, Union County

Oath

Personally appeared before me O.A. Keigley and made oath that the notice, a copy of which is hereto attached, was published for 6 consecutive weeks on and after July 5 1931 in the Richmond Gazette a newspaper of general circulation in the county aforesaid.

O.A. Keigley

Sworn to before me and signed in my presence this 6-day of March 1931.

Louis B. Snyder, Notary Public

Printed for \$8.00

Order of

Order of Sale. Free from Dower - The State of Ohio, Union County, Probate Court.

To Charles H. Brown, Adm. of the estate of, Mar Sanders, deceased, Heeling.

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. of the estate of Mar Sanders, deceased, are Plaintiff and W.D. Sanders and C.J. Keller, are Defendants, you are Comraanded to proceed according to law, to sell at public sale, for not less than 2/3 the appraised value thereof free from the dower of W.D. Sanders widow of Mar Sanders, 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 the East one-fourth of out-lot no. 5 in the Town of Richmond, Union County, Ohio. For a more specific description reference is hereby made to the record of the plat of said town, duly recorded, in the Recorder's office at Mansfield, Union County, Ohio.

11954

Said to of a man

In this Probate February

Return

Report of

In a Probate Court... Said... Com... the... the... day... prob... In... here... the... where... and... prem... him

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

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Said Sale. to be upon the following terms: Cash on delivery of a deed by Charles H. Brown, as Adm. of the estate of Max Sanders deceased.

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 February 1931.

Chas. H. Brown, Probate Judge -
By: C. B. H.

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 9 day of March 1931.

Charles H. Brown Adm.

Report of Sale.

In obedience to the within order, I duly advertised sale of 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 four consecutive weeks prior to the 7 day of March 1931 the day therein mentioned stating in the notice the time, place and terms of sale: and on said day at the hour of 1 P.M. I attended the public sale and offered said real estate for sale from my own estate of M. D. Sanders - therein when R. L. Keller (Ch. Keller) bid to pay for the same the sum of Eleven Hundred and Five Dollars which being the highest and best bid that was offered and being exactly 2/3 of the appraised value of said premises, I then and there sold the same to him for that sum.

Charles H. Brown Adm.

Dated the 9 day of March 1931

The State of Ohio, Union County.

Order

The above named Charles H. Brown, as adm. of the estate of Max Sanders, Decd. being duly sworn, says that after sale above reported he has now 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.

Charles H. Brown, Adm.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

11954
Known to before me, and signed in my presence this
9 day of March, 1931
Robert L. Allen Notary Public

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In the Probate Court, Union County, Ohio

No. 11954

Confirmation ^{and}

Order for Deed.

Confirmation
in
Order for Deed

This day this cause came on to be heard upon the
report of a public sale of the property described
in this petition herein: and there appearing to me no
objection to the sale it was submitted to the Court
upon such return of sale.

12002
Feb 21-1931

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.

Edna
of
Mrs. L. Myers
attorney

Whereupon it is ordered that the same be and is
hereby approved and confirmed and it is
further ordered that said Charles W. Brown as
Adm. make to the purchaser C. J. Keller a good
and sufficient deed for the premises so sold.

Otto
William
G.M.
Edna
Ernest
Wm E.
James
Ben
Amer
Norma
Hanna
John
Charles
May
Carrie
Eli
Isis
Anna
Vern
Coles
Hunt
Arch
Fred
The

And it is further ordered that upon satisfaction
of the mortgage of C. J. Keller herein set forth in
the petition cancellation being entered on the record
in the office of the Recorder of this County where
it is recorded.

And the Court coming now to the distribution
of the proceeds of said sale amounting to \$1100.
The said C. J. Keller, purchaser, to give the same
upon the delivery of the deed to him, it is
ordered that said adm. out of the monies in his
hands pay:

First:

To the Treasurer of this County taxes,
penalties and interest thereon against
said property, to wit:
The sum of \$143.17

Second: Costs and expense incurred in the sale
of said land to the sum of \$140.41, as follows:

- 1. Probate Court costs \$16.³¹
- 2. The Richmond Gazette Co. Adm. said Property \$8.¹⁰

MC MANUS-PROOF CO., TOLEDO, OHIO-79204

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auctioner the sum of.

\$ 2.⁰⁰

4.

Percentage of adm.

64.⁰⁰

5.

Robert Hallen. Pro. atty fees

40.⁰⁰

(40.⁰⁰)

Shide - to G. J. Keller all the balance of said sum.
 Amount to \$ 816.⁴² to be applied upon the
 note and mortgage set forth in the petition.
 L. De Roy Allen,
 acting Probate Judge -

12002

July 21 - 1931

Petition to Sell Real Estate.

In the Probate Court, Union County, Ohio.

Edna H. Figley as guardian

of Otto M. Figley as incompetent.
 Plaintiff.

No. 12002

Miss L. Myers
 attorney

- Otto M. Figley
- William E. Figley
- G. M. Figley
- Clara S. Figley
- Edna G. Figley
- Ernest J. Figley
- Wm E. Penhollow
- Jessie K. Penhollow
- Her Hallonay
- Ames Hallonay
- Howard Hallonay
- Herman Hallonay
- John Hallonay
- Charles Hallonay
- May Hallonay
- Carrie Hallonay
- Eli Hallonay
- Isiah Hallonay
- Amanda Smith
- Vera Smith
- Lea Smith
- Mont Smith
- Arch. Smith
- Fred Smith and

Petition.

The Farmers State Bank,
 of West Mansfield, Ohio

Charles Hallonay
 Defendants.

The date
 of the following:

16.³¹
 8.¹⁰

MC MANUS-TRUP CO., TOLEDO, OHIO-79201

MC MANUS-TRUP CO., TOLEDO, OH

now comes Edna G. Sigley and says that she is the duly appointed guardian of Otto M. Sigley an insane person and now of the age of 45 years that she was appointed as such guardian by the probate court of Union County Ohio on the 24th day of July 1924 and qualified therein and is still as such.

That on the 17th day of March 1925 as such guardian through her attorney John L. Longhewy she caused to be filed in this Court her certain petition in case No. 105-22 entitled Edna G. Sigley guardian of Otto M. Sigley as plaintiff vs her said ward Otto M. Sigley et al. as defendants asking among other things for an order to sell the real estate in the said petition described and hereafter described.

That on the 7th day of May 1925 in said action in said probate court her certain amended petition was filed therein and thereby asked for authority of the court to sell the real estate described in the petition and the amended petition and which real estate was described as follows to wit:

First Tract.

Situated in the State of Ohio County of Union Township of Liberty and part of Survey No. 3443 and

Beginning at a stone at the north-east corner to a 32.96 acre tract of land owned by Dena Wards and in the west line of the Halloran road: thence with the north line of said Wards land and continuing with the north line of Wm E. Pughwood land N 74° 15' W 66.42 poles to a large post at an angle in the line of said Pughwood's land: thence N 12° 15' E 56.66 poles to a post at another angle in said Pughwood's land: thence S 74° E 66.42 poles to an iron stake in the west line of the said Halloran Road: thence with the west line of said road S 12° 15' W 56.45 poles to the place of beginning.

Containing 23.40 acs. more or less.

Second Tract.

Situated in the State of Ohio County of Union Township of Liberty and part of Survey No 3443 and

Beginning at two Elms and one ash and thence N 8° 5' E 119.7 poles to three Beeches: thence S 78 1/4° E 139 poles to two ashes and one Hickory: thence S 8° W 119.7 poles to a stake:

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thence N. 78 1/4° W. 138 1/3 poles to the place of beginning containing 75-acres more or less.

That such proceedings were had on said action in said probate Court, that the Court ordered that the said real estate be appraised, offered for sale and sold at private sale, and on the 11-day of July, 1920, this plaintiff sold said real estate at private sale for the appraised value thereof in the sum of \$ 5-250⁰⁰ to the defendants herein named, W. H. Smith, Arch Smith and Fred Smith, and on said day the said probate Court confirmed said sale and ordered that a deed of conveyance be made to the said purchasers and therein ordered that the said guardian execute a conveyance of all the right, title and interest of the said Edna M. Sigley guardian of Ott. M. Sigley in said premises being tracts No. 1 and 2 herein above described.

which proceedings in said probate Court are recorded therein in final record No. 34, page 1.

That on the 11-day of July, 1920, the purchasers the defendants, W. H. Smith, Arch Smith and Fred Smith, received a deed of conveyance for said real estate, which was filed for record on said last mentioned date at 4:02 o'clock P.M. and recorded in Vol. 129 on page 493, of the records of Union County, Ohio.

That since the consummation of said proceedings and sale thereunder in said probate Court, it has been and was on or about the 1st day of January, 1931, discovered that through said proceedings, through some error, mistake or inadvertence the real estate sought to be sold was not sold, and that the said proceedings and sale were irregular, and that the said sale and confirmation thereof should not have been made in that form:

1. That the real estate described in Tract 1, containing 23.40 acres is also included within the metes and bounds of the real estate herein described as Tract No. 2.
2. That the ward of the Plaintiff, the Ott. M. Sigley, at the time of said proceedings, was not the owner of all the real estate described within its metes and bounds of its second

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO

part herein described, but was only the owner of that part thereof contained within the metes and bounds as herein described in Tract No. 1.

3.

That the real estate as described in Tract No. 2 in said proceedings, and herein described as Tract No. 2, contains 104 acres and not 75 acres as therein reported.

4.

That the said Tract No. 2, which is properly described is made up, or includes Tract No. 1, herein described and 53.16 acres more or less hereinafter described which was and is owned by the said Edna H. Fyly and the defendant, Ernest J. Fyly and 25 acres hereinafter described and then and now owned by the defendants, William E. Penhollow & Jennie K. Penhollow.

5.

That it was not the intention or purpose to include the said 53.16 acres as hereafter described as Tract No. 3, or the said 25 acres as hereinafter described as Tract No. 4, in said proceedings and sale, the said Otto M. Fyly having no interest therein.

That the real estate owned by the said Edna H. Fyly and Ernest J. Fyly containing 53.16 acres as aforesaid, and a part of the premises described in Tract No. 2, and sold and conveyed in said probate proceedings is a part of said alleged 75 acres and a part of the 104 acres contained within the metes and bounds of the premises described herein as Tract No. 2, and which 53.16 acres is described as follows - to-wit:

Third Tract -

Situated in the State of Ohio, County of Union, Townships of Liberty and part of Surray No. 3443, and

Beginning at a post at the north east corner to a 15 acre tract of land, owned by D. M. Skidmore and in the north line of said Surray; thence with the north line of said Surray S. 74 23' E. 137.72 poles to an iron stake in the West line of the Calloway Road; thence with the West line of said road S. 12 15' N. 62.18 poles to an iron stake; thence N. 74 N. 138.42

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MC MANUS-THOUF CO., TOLEDO, OHIO-79204

poles to an iron stake in the east line of a 60.48 tract of land owned by W^m. E. Penhorwood; thence with the East line of said tract of land, and continuing into the east line of D. M. Skidmore's land, N. 12 50' E. 61.27 poles to the place of beginning

Containing 53.16 acres, more or less.

That the real estate owned by the defendants William E. Penhorwood and James H. Penhorwood, and a part of the premises described in tract no. 2, and sold and conveyed in said probate proceedings is a part of said alleged 75 acres and a part of the 104 acres contained within the metes and bounds of the premises described herein, as tract no. 2, and which 25 acres is described as follows, to-wit:

Fourth Tract.

Situated in the State of Ohio, County of Union, Township of Liberty and part of Survey, 20 34 43, and

Beginning at the Elms and one inch north west corner of a lot deeded by James Henderson and wife to D. H. Henderson; thence N. 8° 15' E. 55.79 poles; thence S. 78½° E. 72 poles to a stake and stone; thence S. 8° W. 55.79 poles to a stake and stone; thence N. 78½° W. 72 poles to the place of beginning

Containing 25 acres.

That the said probate court, in said proceedings ordered in its entry approving and confirming said alleged "Deed" that the said petitioner execute a deed of all the right title and interest of the said Edna G. Feyling, guardian of Otto M. Feyling, in said real estate, to the purchasers, which entry does not conform to the facts.

That it was the intention and purpose of the proceedings had in this Court in said case No. 10522, to ask for an order of sale and sell all the real estate owned by her said Ward, Otto M. Feyling, and that at said time he was the owner of tract no. 1, herein described, containing 23.40 acres, more or less and the following described real estate which is designated as tract no. 5:

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO,

Fifth tract.

Situated in the State of Ohio County of Union Township of Liberty and part of Survey no. 3443 and Beginning 100 poles N. 73/4° W. from the north east corner of a 400 acre tract deeded by Michael Sullivant to John Dean to which reference is to be had at 3 Beches. thence the same course 78 poles to a Bur-oak, two Elms, and Willow; thence N. 78° W. 156 poles to two black ash and maple; thence N. 73/4° E. 78 poles to two Hickories white oak and Red oak; thence S. 78° E. 156 poles to the place of beginning.

containing 76 acres. more or less.

Excepting therefrom 2 1/2 acres leaving 73 1/2 acres.

That in said action in said probate Court through error, mistake or inadvertance, the real estate described as tract no. 2. therein and herein was described and sold through the proceedings in said probate Court instead of tract no. 5- described herein.

That the plaintiff ^{Edna G. Fighy} ^{Ex.} the defendant, Ernest J. Fighy, were at the time said action was commenced in said probate court and are now the owners, and in possession of tract no. 3. herein described.

That the defendants, William E. Peuhornrod and Jennie K. Peuhornrod at the time of said action was commenced in said probate Court were, have ever since and are now the owners, and in possession of tract no. 4. herein described.

That the defendants, William E. Peuhornrod and Jennie K. Peuhornrod, at the time of said action was commenced in said probate Court were, have ever since and are now the owners, and in possession of tract no. 4. herein described.

That the defendants, But Smith, Ock Smith ^{an}, Fred Smith, at the time the sale was confirmed by the probate Court in said probate proceedings both possession of tract no. 1. herein described and tract no. 5. herein described, and have since said time been in possession thereof paid the taxes thereon and put valuable improvements thereon, being then of the opinion that they were in possession of the real estate within the metes and bounds in said tracts described, and that

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

they just recently learned, that the deed they recinded did not describe the premises purchased, or conform to the real intention of the parties.

Further, the plaintiff as such guardian, says that by reason of all of the foregoing and by reason of said mistake and errors in said proceeding, that the said proceedings and that the entries therein, should be vacated and set aside, as the said proceedings did not deal with all the real estate sought to be sold, and for other errors appearing in said proceedings. That the defendant, The Farmers State Bank of West Mansfield, Ohio, has or claims to have some right title interest claim or lien on the premises herein described as tract No. 1, and 2.

Further, the plaintiff as such guardian says that her ward, Otto M. Fegley, is unmarried and has no children as the issue of his body, and that the following named are his only heirs at law or next of kin that may or might have a next estate of inheritance from him, and that said estate was inherited by him in the following manner, to wit:

That one William Halloray, died on or about May 3 - 1911 leaving as widow surviving him, his wife left Gay H. Halloray, his son, and Florence E. Fegley his daughter, and on the 5 day of Sept. 1913, the said Gay H. Halloray died intestate, unmarried and without issue.

That the said Florence E. Fegley married one Lewis R. Fegley who died on April 14 - 1923 she herself died January 11 - 1919, intestate, leaving her said husband surviving her and the ward of the plaintiff, Otto M. Fegley, her only child and heir at law, and who as such inherited with other lands, tracts No. 5, and 1, herein described.

That the said William Halloray died leaving the defendants, Charles Halloray, Eli Halloray, David Halloray, his brothers, whose place of residence are unknown and has been unknown for years, and if deceased it is not known, and if deceased their heirs are unknown. That the said William Halloray died

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

leaving George Halloran, a brother, who is deceased and whose wife is deceased, and he died leaving C.E. Halloran and J.P. Halloran his only children and heirs at law.

That the said C.E. Halloran died leaving the defendant, May Halloran, his widow, and the defendant, Olev Halloran, Amer Halloran, Conrad Halloran and Herman Halloran, his only children and heirs at law.

That the said J.P. Halloran died leaving the defendant, Carrie Halloran, his widow and the defendants, John Halloran and Charles Halloran, his only children and heirs at law.

That the defendants, William E. Sigley, C.M. Sigley and Clara S. Sigley had or claimed to have some right, title or interest or firm on said premises.

That the defendants, Amanda Smith, Vera Smith, and Gles Smith, are the wives of the defendants, Hubert Smith (also known as Hutson S.) and Hudson Smith, Arch Smith and Fred Smith respectively.

That on the 8. day of January, 1924, the said Otto M. Sigley then being of sound mind by warranty deed, conveyed to the said Edna G. Sigley and Ernest J. Sigley the 53.16 acres being the premises described as tract no 3, which conveyance was filed for record on said day and recorded in Vol. 129 on page 64 of the record of deeds of Union County, Ohio.

That on the 15. day of May, 1924, the said Otto M. Sigley, then of sound mind, by warranty deed, conveyed the 23.40 acres, being the premises described as tract no. 1, to Joseph M. Sigley & Clara S. Sigley, Reserving unto himself a life annuity of \$125.00 per year, to be paid to him by said grantors, and that the said conveyance was filed for record on said day and recorded in the office of the County recorder of Union County, Ohio, in Vol. of deeds, 128 on page 515.

That on the 27. day of February, 1925, the said

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Joseph M. Figley and Clara A. Figley his wife (the said Joseph M. Figley being now deceased) by quit claim deed conveyed said 23.40 acres back to the said Otto M. Figley which conveyance was filed July 11-1925, and recorded in the office of the County recorder of Union County, Ohio, in Vol. of deeds no. 124 on page 249. Said conveyance stating that said conveyance is a full settlement between the parties.

That on the 15 day of May, 1924, the said Otto M. Figley, then of sound mind, by warranty deed conveyed to Edna G. Figley and Ernest J. Figley the premises described as tract no. 2, which conveyance was filed for record on said day and recorded in the office of the County recorder of Union County, Ohio, in Vol. of deeds no. 128 on page 514, and in conveyance the grantor, the said Otto M. Figley, retained a life estate.

That on July 11-1925, the said Edna G. Figley and Ernest J. Figley, brother and sister and both unmarried, by quit claim deed conveyed their interest in said premises, that is, the premises described as tract no. 2, herein to Hubert Smith, Arch Smith and Fred Smith, which conveyance was filed for record on said day and recorded in Vol. of deeds no. 124 on page 250.

Further, the plaintiff, Edna G. Figley as such guardian, says that it was the purpose and intention to sell the 23.40 acres described as tract no. 1, herein, and the 7 3/4 acres as described as tract no. 5, herein, in the said probate proceedings in case no. 10522 heretofore had herein, and that the application for said sale was then and now asked, for the reasons:

1. That the building on said real estate and the fences are in great need of repair, and the proceeds received therefrom were insufficient to pay the same.

2. That the proceeds received from the rental of the said farm was insufficient to pay taxes and assessments.

Final Record, Union County Probate Court

MC MANUS-TROUP CO., TOLEDO, OHIO-79204

MC MANUS-TROUP CO., TOLEDO, OH

3 That the said real estate was in such a state of repair that it could not be leased or rented to any advantage

4. That to hold said real estate as such as a part of the estate of said ward would be cumbersome and detrimental to said estate.

and for the further reasons:

That if the proceedings heretofore had herein are vacated and set aside, then for the purpose of now placing all the parties then and now interested in said real estate and in said proceedings, in status quo, as they then believed that they were being placed in and as now in equity and justice ought to be placed.

The said plaintiff having received in cash the consideration for what she believed the purchaser all others interested believed to be the consideration for Tracts No. 1 and 5 herein described, and said proceedings ought now to be consummated as in the first instance intended by the parties.

That approximately acc. the personal estate now belonging to the said ward Otto M. Sigley is receipts received from the supposed sale in said former probate action from the real estate sought to be sold and the interest thereon which is now invested as per account of the plaintiff filed herein, in case no. 10368 on July 16-1930

That no rents have been received from any of said real estate since said pretended sale and confirmation thereof had in case no. 10522 herein.

That there is now no indebtedness against said real estate since the pretended sale thereof.

That on the 16-day of July, 1930, the plaintiff as such guardian, then had in her possession and was charged with the sum of \$6527³¹ belonging to said estate, being the whole thereof and which was then and is now invested in Government Bonds Certificates of deposit and notes.

Wherefore the plaintiff prays that the

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MC MANUS-THOMP CO., TOLEDO, OHIO-79204

said Otto M. Figley, William E. Figley, N. M. Figley, Clara S. Figley, Ernest J. Figley, William E. Peuhorwood, J. W. Peuhorwood, Olen Halloray, Amer Halloray, Howard Halloray, Herman Halloray, John Halloray, Charles Halloray, May Halloray, Carrie Halloray, Eli Halloray, Estel Halloray, Amanda Smith, Vera Smith, Geo. Smith, Wm. Smith, Arch Smith, Fred Smith, and The Farmers State Bank of West Mansfield, Ohio, be made parties defendant to this action, and that they and each of them be required to set up, any right, title, interest, claim, lien or demand that they may have or claim in or on said premises or be forever barred.

That the said proceedings, sale and confirmation thereof heretofore had herein in Case No. 10522, and each and every order or entry made, be vacated and set aside and held for naught; that the conveyance made by the plaintiff to the defendants, Wm. Smith, Arch Smith, and Fred Smith, for Tract No. 1 and 2, and which was recorded in Vol. 129 on page 493 of the records of Union County, Ohio, be vacated and set aside.

That the plaintiff may be ordered and directed to sell Tract No. 1 and 2 herein described and convey the same, and for such other and further orders and directions in the premises as the court may find to be just and equitable or to which the parties, in justice, may be entitled.

Wm. L. Myers, atty. for Plaintiff

The State of Ohio Union County ss
 Edna G. Figley being duly sworn, says that the facts stated and the allegations made and contained in the foregoing petition are true as she believes

Edna G. Figley

Subscribed and sworn to before me and signed in my presence, this 21 day of February 1931

Wm. L. Myers, Notary Public
 For claimed.

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

MC MANUS-TRUP CO., TOLEDO, OHIO

12602
Prairie
Mar. 1-31

Receipt

To the Court:

Issue summons in the above entitled cause for the defendant Otto M. Figley, who is an inmate of the State Hospital at Columbus Ohio "Indorse action to vacate and set aside previous Court proceedings and for sale of real estate" and make returnable according to law.

Mrs. L. Myers. atty. for Plff.

Also Issue summons for the defendants, Herman Kellonay and May Kellonay (who reside near Sommersville, Ohio) directed to the Sheriff of Union County, Ohio, and indorsed and returnable as follows.

Mrs. L. Myers. atty. for Plff.

In the Probate Court of Union County Ohio
February 21 - 1931
vs. 12602

Journal entry:

July 27-31
Filing
Petition

Filing Petition to Sell Real Estate.

This day came the plaintiff Edward G. Figley Guardian of Otto M. Figley in complaint and presented to this Court her petition duly verified praying an order for the sale of real estate of the said Ward and other relief.

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
July 27-31

Summons on Petition to Sell Real Estate
The State of Ohio, Union County, Probate Court.

To, Dr. W. H. Pritchard Supt. of the Columbus State Hospital.
You are commanded to notify Otto M. Figley, an inmate of your Institution, that on the 21 day of February, 1931, Edward G. Figley Guardian of the estate of Otto M. Figley 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 Ward in said petition

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MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

described for the purpose of paying debts and that unless they answer by the 28th day of March, 1931, said petition will be taken as true, and an order granted accordingly. make due return of this writ on the 9th day of March, 1931.

Witness my hand and the seal of said court this 24 day of February, 1931.

W. H. Husted, Probate Judge

The State of Ohio Franklin County.

I, W. H. Husted being duly sworn, say that on the 26th day of February, 1931, I served this writ by delivering a copy thereof personally to the following named persons, to wit: Otto M. Higley, W. H. Husted.

Known to before me, and signed in my presence this 26th day of Feb. 1931.

Wm. L. Heines, Notary Public

In the Probate Court, Union County, Ohio,
No. 12002.

Recipe

To the Court:

Issue summons in the above entitled cause directed to the Sheriff of Lorain County, Ohio, for the defendant, Amer Halloran (who resides at 1873 East Ave. Elyria, Ohio) Indorse "Action to vacate and set aside action to sell real estate and action to sell real estate and equitable relief", and make returnable according to law.

Also, issue summons in the above entitled cause directed to the Sheriff of Marion County Ohio, for the defendant, Howard Halloran (who resides at 137 Waterloo St. Marion, Ohio). Indorse as above.

Also, issue summons in the above entitled cause directed to the Sheriff of Fairfield County Ohio, for the defendant, Glen Halloran (who resides at Carroll, Ohio) Indorse as above.
Mrs L. Myers, Atty. for Plaintiff

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, OHIO

12002
July 21-31

In the Probate Court Ohio.
No. 12002
Trainor

We the undersigned, do hereby make the issuing and service of summons and process in the above entitled cause, and do hereby enter our appearance in said action.

- The Farmers State Bank, West Mansfield, Ohio.
- J. L. Beadington, Cashier.
- William E. Beuhornood.
- Jennie K. Beuhornood.
- Hubt Smith
- Amanda Smith
- Ernest J. Figley
- William E. Figley
- Archie Smith
- Vera Smith
- Fred Smith
- Oliver Smith
- Edna H. Figley

July 21-1931

Affidavit to obtain service by publication
Probate Court, Union County, Ohio.
No. 12002

The State of Ohio, Union County ss.
Edna H. Figley the said Plaintiff being sworn, says that the Defendants, Charles Halloray, Eli Halloray, and Irish Halloray, are non-resident of Ohio and that service of summons on them cannot be made in this State; that if the said defendants or either of them be deceased, same is unknown to the plaintiff and, if deceased the names and residences of the heirs or devisees, or representatives of deceased defendants, are unknown to the Plaintiff and, can not with reasonable diligence be ascertained, and, that service of summons on them can not be made, and, that the case, is one of those mentioned in Section 11292, of the Revised Statutes of Ohio.

Edna H. Figley
Sworn to before me, and, signed in my presence, this 21 day of February, 1931
Maud Pyles, Notary Public.

12002
Entry

Journal

This is an affidavit for purposes of it appearing that Charles Halloray are non-resident on the if the deceased that are non-resident the Plaintiff by association such that they have It.

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July 27-31

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

17002
Entry

Journal Entry : Orders. Service by Publication,
Probate Court, Union County, Ohio,
March, 9-1931.

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, Charles Hollonray, Eli Hollonray, and, Isaiah Hollonray are non-resident of Ohio, that service of summons on them can not be made in this State; that if the said defendants or either of them be deceased, the same is unknown to the Plaintiff, that the heirs or devisees of the deceased defendants are necessary parties and their names and residences 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 without naming them.

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 when 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.

J. L. Roy, Allen, acting Probate Judge -
during sickness of Judge

July 27-31
Summons-

Summons, on Petition to Sell Real Estate.
The State of Ohio, Union County, Probate Judge
to the Sheriff of said County.
You are commanded to notify Herman Hollonray and, May Hollonray, who reside near Summersville, Ohio, that on the 21. day of July, 1931, Edna G. Leyler, Guardian of the estate of O. M. Leyler filed her petition in the Probate Court, of said Union County, Ohio,

Final Record, Union County Probate Court

MC MANUS-TRUP CO., TOLEDO, 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 Ward in said petition described, for the purpose of paying debts and that unless they answer by the 28 day of March, 1931, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 9th day of March 1931.

Witness my hand and the seal of said Court, this 24 day of Feb. 1931.

Wm. H. Husted, Probate Judge

Sheriff's Return

The State of Ohio, Union County.

Received this writ Feb. 25 - 1931.

at 1. P.M. and pursuant to its command on the 26th day of February 1931. served the within named defendants, Herman Ballonay and May Ballonay by personally handing to each of them a true and certified copy of this writ with all the endorsements thereon.

William Rausch Sheriff
By: Mary E. Glene Deputy

In the Probate Court, Union County, Ohio

No. 12002

Warrant

July 21-31

Me the undersigned, do hereby waive the issuing and service of summons and process in the above entitled cause, and do hereby enter our appearance, in said action.

Laurie E. Ballonay John Ballonay
Charles Ballonay

Mar. 7-1931

Summons on Petition to Sell Real Estate

The State of Ohio, Union County. Probate Court.

To the Sheriff of Fairfield County, Ohio.

You are commanded to notify Owen Ballonay, who resides at Carroll, Ohio, start on the 21st day of February 1931.

Edna M. Sigley Guardian of the estate of Otto M. Sigley filed her petition in the Probate Court of said Union County, Ohio, against them and others: the object and prayer of which

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MC MANUSCRIPT CO., TOLEDO, OHIO - 79204

12002 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 28 day of March, 1931, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 9- day of March, 1931.

Witness my hand, and the seal, of said Court, this 2- day of March, 1931.

W. W. Watson, Probate Judge - costs guaranteed.

Sheriff's Return

The State of Ohio, Franklin County.

Received this writ March 3- 1931 at 1. P.M. and pursuant to its command, on March 5- 1931 I served the writ on Olen Halloran by personally handing to him a true and certified copy of this writ, with all endorsements thereon.

Gail Tesler, Sheriff

By Wm J. Bethorn Deputy

Sheriff's Fee -
Ser. & Ret. 75
21 miles @ 1-68 Total \$ 248

Receipt

Mar. 3-1931 To the Court: Issued Summons in the above entitled cause for the defendants Clara L. Higley, directed to the Sheriff of Stark County, Ohio: "Indorse" action to vacate and set aside previous court proceedings and for sale of real estate; and make returnable according to law.

They reside at 10 Gaskill St. Alliance, Ohio.

Miles L. Myers, Atty. for. Plff - Stark Co.

Mar. 5 '31 Summons on Petition to Sell Real Estate
The State of Ohio, Union County. Probate Court.

To the Sheriff of Marion County Ohio,
You are commanded to notify Howard P. Halloran who resides at 137 Waterloo St. Marion, O - that on the 21- day of Feb. 1931, Edna M. Higley Guardian of the estate of Olen Higley filed her petition in the Probate Court of said Union

MC MANUS-THOMP CO., TOLEDO, OHIO-79201

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 28 day of March, 1931, said petition will be taken as true, and an order granted accordingly. Said Sheriff will make due return of this writ on the 9th day of March, 1931. Witness my hand & the seal of said Court. This 2nd day of March, 1931

W. W. Husted Probate Judge

12002
Filed
May 19-31

Costs guaranteed

Sheriff's Return the State of Ohio, Marion County Received this writ March 3-1931 at 3 P.M. and pursuant to its command I did on the 4 day of March 1931 serve Howard Halloway by leaving at his usual place of residence a true and certified copy of this writ with all endorsements thereon.

Charles C. Lye Sheriff

Sheriff's Ret - Serv. Ret. 75 - 4 miles 8.32 Total \$ 1.07

Mar. 6-31 Summons on Petition to Sell Real Estate State of Ohio, Union County. Probate Court To the Sheriff of Lorain County, Ohio.

You are commanded to notify Amer Halloway who resides at 1873 East av., Elyria, Ohio, that on the 21st day of February, 1931, Edward H. Higley Guardian of the estate of Otto M. Higley 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 28th day of March 1931 said petition will be taken as true and an order granted accordingly. Said Sheriff will make due return of this writ on the 9th day of March, 1931.

Witness my hand and the seal of said Court this 2nd day of March, 1931.

W. W. Husted, Probate Judge

Costs guaranteed.

Sheriff's Return

The State of Ohio, Lorain County Received this writ March 3-1931 at 9 A.M. pursuant to its command on the 4th day of March I served the within named Amer Halloway by leaving for him at his usual place of

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

residence a true and certified copy thereof with all the endorsements thereon.

C. E. Adams, Sheriff, By W. C. Bailey, Deputy
Sheriff's Exp. & Ret. 75. miles 16 Postage .02 Total 93-cents

17002
Filed
May 19-31

Answer of Hubert & Archie Smith

In the Probate Court, Union County, Ohio.
No. 17002- answer.

Now comes the defendants, Hubert Smith and Archie Smith and in answer to the plaintiff's petition say they admit

that the said Hubert Smith is also known as Hubert S. Smith and Hudson Smith

That the plaintiff, Edna F. Figley, is the duly appointed, qualified, and acting guardian of Otto M. Figley, and insane person.

That as such guardian on the 17 day of March 1925, she caused to be filed in this court her certain petition being case no. 155-22, entitled "Edna F. Figley Guardian of Otto M. Figley, as plaintiff, v. her said ward, Otto M. Figley, et al. as defendants," asking among other things for an order to sell the real estate in the petition described and bring back no. 1- and 2 in the petition in this cause described.

That such proceedings were had in said action that the defendants, Hubert Smith, Archie Smith and Fred Smith on the 11 day of July, 1925, being the purchasers of said real estate described received a deed of conveyance therefor.

That ever since the purchase of said tract no. 1 and 2 the said defendants, Hubert Smith and Archie Smith have been in possession of said tract no. 1.

Further answering the said plaintiff's petition they deny each and every statement and allegations made and contained therein, and not therein specifically admitted to be true.

Further answering the said plaintiff's petition these defendants say that they and the said defendant Fred Smith paid the plaintiff the sum of Five thousand Two hundred & Fifty Dollars (\$5250.00) for the said tracts no. 1, and 2, and since receiving the said conveyance therefore the defendant Fred Smith has conveyed his interest therein to the said Archie Smith.

That prior to receiving a deed for said tracts no. 1, and 2 and the paying the consideration therefor they believe they were purchasing tracts no. 4 and 5 as described and set forth in the plaintiff's petition, and then took

MC MANUS-TRUP CO., TOLEDO, OHIO-79204

possession of said tracts no. 1 and 5 and have ever since been in possession thereof paid the taxes and assessments against the same and put valuable improvements thereon, it being then understood by all the parties interested that they were purchasing and were to receive the title to said tracts no. 1 and 5.

That they had no knowledge of the defects in said lease no. 18522 or that they had not received a proper deed of conveyance for the premises now in their possession until just prior to the filing of this action. That they have no right, title, interest or claims in or to tract no. 2 described in the plaintiff's petition in this action, or in the conveyance received, save and except that part or portion thereof as contained within the metes and bounds of the said tract no. 1, containing 23.40 acres which is included within the metes and bounds of said tract no. 2 as described.

Further the said defendants say that they desire to retain the said tracts no. 1 and 5 and agree to pay for said premises the said sum of Five thousand Two Hundred & Fifty Dollars (\$5250.00) the appraised value thereof and agree that the said sum shall be retained by the said guardian as payment for the same, if the said premises are sold to them and the sale confirmed by the court and that they receive a good and sufficient deed therefor.

Wherefore the said defendants Hubt Smith and Arch Smith pray that their interest in the premises by reason of said former proceedings, sale, confirmation of sale as therein in said proceedings had, be protected by the court, and for such other and further orders and relief in the premises as the court may find to be just and equitable.

Hubt Smith. Arch Smith.
State of Ohio, Union County ss.
Hubt Smith and Arch Smith being duly sworn say that the facts stated and the allegations made and contained in the foregoing petition are true as they believe.

Hubt Smith Arch Smith
Sworn to before me and signed in my presence this 19 day of May 1931
Norman C. Brown
Notary Public

12002
Summers
Mar. 10 - '31

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

12002
Summons
Mar. 10 - '31

Summons on Petition to Sell Real Estate
The State of Ohio, Union County, Probate Court.
To the Sheriff of Stark Co. Ohio.

You are commanded to notify Clara L. Fighley, and C. M. Fighley residing at 10 Gaskill St. Alliance, Ohio that on the 21 day of Feb. 1931 Edna M. Fighley, Guardian of the estate of Otto M. Fighley 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 28 day of March, 1931, said petition will be taken as true, and an order granted accordingly.

Said Sheriff will make due return of this writ on the 9 day of March, 1931.

Witness my hand and the seal of said Court, this 3 day of March, 1931.

W. W. Kuehler Probate Judge

Sheriff's Return

The State of Ohio, Stark Co. Received this writ Mar 5 - 1931 at 10.4 m. and pursuant to its command Mar 6 - 1931 I notified the return named defendant C. M. Fighley by delivering to him personally a true and certified copy of this writ with all endorsements thereon.

On Mar 6 - 1931 I notified the return named Clara L. Fighley by leaving for her at her usual place of residence, a true and certified copy of this writ with all endorsements thereon.

Roscoe W. Berlin Sheriff
Edith bathous Deputy

Sheriff's Fee

Sec. 6, Act. 75
names. 25
112 miles @ 3²⁰
Postage .02 Total \$ 4²²

May 16
1931

Legal Notice

Charles Kocconay, Eli Kocconay, and Isiah Kocconay whose places of residence are unknown, if living and if they or either of them be deceased, their heirs, representatives or assigns of those deceased, will take notice that on the 21 day of Feb. 1931 Edna M. Fighley Guardian of Otto M. Fighley an incompetent, filed her

17002 petition in the Probate Court of Union County. This is Case no. 17002 against them et al. as defendants, asking for an order to vacate and set aside former proceedings and sale in case no. 10522 in said probate court, and for an order to sell the following described real estate belonging to her said ward, Otto M. Higley, trust: situated in the State of Ohio, County of Union Township of Liberty and part of Survey no 3443, and, see description of land in Petition.

That they must answer on or before the 25 day of April 1931, and if in default, judgment will be rendered against them accordingly.

Edna G. Higley, Gdn. of
Otto M. Higley
Mrs. D. Myers, attorney

Mar. 17.

State of Ohio Union County ss.

Personally appeared before me, F. T. Gaumer and made solemn oath that the notice, a copy of which is hereto attached was published for 6 weeks on and next after Mar. 12, 1931, in the Union County Journal a newspaper of general circulation in County aforesaid

F. T. Gaumer.

Sworn to before me and signed in my presence this 17 day of April, 1931.

B. B. Gaumer

Fees \$ 26⁰⁰

[Signature]

Filed
May 18, 1931
app. of
Trustee.

In the Probate Court, Union County, Ohio
no. 17002.

Journal Entry.

This day came the plaintiff, Edna G. Higley, as guardian of Otto M. Higley, and made application for the appointment of a trustee for the said Otto M. Higley in this case.

And it appearing to the Court that the said Otto M. Higley is an insane person and that his interest in this case are adverse to the plaintiff's petition the said Edna G. Higley being the duly appointed, qualified and acting guardian.

That the said Otto M. Higley has been duly and legally served with summons and return thereof made and no answer has been filed for him in this case and that it is necessary that an answer for him should be

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May 18 '31
Certifying
Case to
Common Pleas

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May 18 '31
Entry

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

filed and a trustee appointed to represent and file the same for him.

Therefore, it is ordered that Richard L. Cameron Sr. and his heirs, is appointed trustee for this suit for the said Otto M. Sigley and came, the said Richard L. Cameron, in open court, and accepted said appointment.

F. Le Roy Allen Judge of Court of Common Pleas, ^{4th} acting during sickness of Probate Judge.

May 18 '31
Certifying
Case to
Common Pleas

Certifying case to Common Pleas Judge - This day this cause came on for hearing, and I the undersigned being the duly elected, qualified and acting Probate Judge of Union County, Ohio, and being ill, and by reason thereof do hereby certify this case to F. Le Roy Allen the Common Pleas Judge of Union County, Ohio, to sit in my place and stead, and act as Probate Judge for this action.

W. H. Husted, Probate Judge

May 18 '31
Entry

In the Probate Court, Union County, Ohio.

No 17002

Journal entry.

This day this cause came on for hearing on the petition exhibits evidence and answer of the defendant Otto M. Sigley by Richard L. Cameron, his trustee for this suit, and the court being fully advised in the premises, on consideration thereof finds that all of the defendants named in the plaintiff's petition have been duly and legally served with summons or by publication, or have voluntarily entered their appearance herein and are properly before the Court and all of said defendants, excepting the said Otto M. Sigley by and through his trustee for the suit are in default for answer or answer to the plaintiff's petition.

The Court further finds that the said plaintiff Edna H. Sigley is the duly appointed qualified and acting guardian of the said Otto M. Sigley an incompetent person, that she was appointed as such guardian by the Probate Court of this County on the 24th day of July 1924, and has been acting as such ever since said date. That on the 17th day of March 1925, as such guardian she caused to be filed

MC MANUS-TRUP CO., TOLEDO, OHIO - 79204

MC MANUS-TRUP CO., TOLEDO, OHIO

in this Court her certain petition, entitled Edna M. Higley
 Guardian of Otto M. Higley & her said ward, Otto M. Higley
 et al. being case no. 10522, asking among other things for
 an order to sell certain real estate as described in said
 petition and purporting to be all of the real estate then
 owned by her said ward, and which real estate
 was described as follows, to wit:

First Tract.

Situated in the State of Ohio, County of Union, Township of Liberty
 and part of Survey no. 3443, and. Beginning at a stone
 at the north-east corner to a 32.96 acre tract of land
 owned by Irene Marks and in the West line of the
 Holloway road; thence with the north line of said Marks
 land, said containing with the north line of Wm. E. Penhorn's
 land N. 74° 10' W. 66.42 poles to a large post at an angle
 in the line of said Penhorn's land; thence N. 12° 15'
 E. 56.66 poles to a post at another angle in said
 Penhorn's land; thence S. 74° E. 66.42 poles to an iron
 stake in the West line of the Holloway Road; thence
 with the West line of said road S. 12° 15' W. 56.45
 poles to the place of beginning.

Containing 23.40 acres, more or less

Second Tract.

Situated in the State of Ohio, County of Union, Township of Liberty and part of Survey
 no. 3443, and. Beginning at two Elm trees
 one ash and thence N. 8° 5' E. 119.7 poles to two
 Beeches; thence S. 78 1/4° E. 139 poles to two ashes
 and one Hickory; thence S. 8° W. 119.7 poles to
 a stake; thence N. 78 1/4° W. 138 2/3 poles to the
 place of beginning. Containing 75 acres, more or less.

That the Court finds that the Court ordered that
 the said real estate be appraised, offered for sale, and
 sold at private sale and said premises were so sold
 for the sum of \$5250- to the defendants herein.

Hut Smith, Arch Smith and Fred Smith: that the
 Court confirmed said sale and a deed of
 conveyance was executed and delivered by the
 plaintiff to the said defendant for said real estate,
 and that said proceedings were recorded in Vol. no.
 34 on Page 1 of the Records of said Probate Court,
 and the said conveyance was recorded in Vol. 129
 on Page 493 of the Record of Deeds of Union Co. Ohio
 The Court further finds that it was the intention
 and purpose of the said guardian in the said
 proceedings in case no. 10522 to offer for sale
 for sale, and sell the premises in the petition
 herein, and herein above described as tract
 no. 1, and the following described real estate
 to wit:

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real estate, who are freeholders, to and they are appointed to appraise said premises at their true value in money, free from any dower interest therein.

It is further ordered that said appraisers be sworn and after made upon actual view perform the duties required of them, and make return of their proceedings in writing to this Court immediately after they have performed their duties, and this cause is continued for further order.

F. LeRoy Allen, Common Pleas Judge of Union Co., this acting Probate Judge during illness of Probate Judge

O. K. Dues & Myers, atty. of O. K. Richard L. Cameron Trustee of Otto M. Sigley

May 18 '31

In the Probate Court Union County Ohio

Application for Trustee

Apple. for Trustee

Now comes Edna M. Sigley as guardian of Otto M. Sigley and represents to the Court that her said ward Otto M. Sigley is of legal age and is an insane person and is now inmate of the State Hospital for Insane at Columbus Ohio. That on the 26 day of February 1931 summons was duly served on him and return thereof was made and filed in this Court on the 17th day of February 1931. That he had an adverse interest in this action and by reason thereof a trustee for him for this action should be appointed by the Court and that as such has not been appointed or any answer filed for him herein.

Therefore she asks the Court to appoint a trustee for the said Otto M. Sigley for this suit and suggests that Richard L. Cameron, who is a suitable person be appointed as such trustee.

Edna M. Sigley

Answer of Trustee

No 12002

Answer of Trustee

May 18 '31

Now comes Otto M. Sigley, one of the defendants named in this cause by Richard L. Cameron, Trustee, heretofore appointed in this cause by this Court, and for answer to the said petition says that the said Otto M. Sigley is an insane person and incompetent and is not acquainted with the law in such cases, or the allegations and statements made and contained in the plaintiff's petition, or is this trustee.

Therefore as such trustee and for the said Otto M. Sigley denies all the statements and allegations made and contained in the said plaintiff's petition prejudicial to the said Otto M. Sigley.

therefor Otto M. and ordered to be given

May 19 '31 Bond.

Guardian of Otto M. Sigley bonded Thomas jointly and severally with the said Edna M. Sigley as such heretofore County has filed for the petition has been heard and made a bond now if shall and arising law in full this of m

May 19 '31

Journal This appears the plaintiff heretofore proposed further to be appointed and related in the further

MC MANUS-TROUP CO., TOLEDO, OHIO-79201

therefore pray the Court to protect the rights of the said Otto M. Higley in this case and for such other relief and orders in the premises as the Court may find to be just and equitable.

Otto M. Higley

By Richard L. Cameron, Trustee.

May 19-'31 Bond.

Guardian's Bond. Know all men by these Presents: That we Edna G. Higley, Ernest J. Higley and E. E. Flickinger are held and firmly bound unto the State of Ohio, in the sum of Eleven Thousand and no 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 18 day of May, 1931. The condition of the above obligation is such that whereas the above bound Edna G. Higley was heretofore duly appointed and qualified by the Probate Court of Union County, Ohio, Guardian of Otto M. Higley 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 Five Thousand Two Hundred and fifty and no Dollars and whereas said Court, on the 18 day of May, 1931 made an order requiring said Guardian to execute a bond according to the statute in such cases made & provided, now if the said Edna G. Higley 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.

Edna G. Higley, Ernest J. Higley, E. E. Flickinger,

This bond approved in open Court, this 19 day of May, 1931. W. H. Husted, Probate Judge.

May 19 '31

Journal Entry: Approval Bond for Private Sale - Probate Court Union County Ohio.

May 18-1931. Order of Sale etc.

This day this cause came on further to be heard & it appearing to the Court that the said Edna G. Higley the plaintiff above named, has given Bond as hereto for ordered, in the sum of Eleven Thousand and no Dollars, with Ernest L. Higley and E. E. Flickinger sureties, as parties, 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 and his estate to sell the real estate described in the petition at private sale: it is therefore further ordered, that said Edna G. Higley

MC MANUS-TRUFF CO., TOLEDO, OHIO-79204

MC MANUS-TRUFF CO., TOLEDO, OHIO-79204

as such Guardian proceed to sell said real estate free from claim of any defendants at private sale, for not less than \$5750.00 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. & this cause is continued. F. LeRoy Blair acting Probate Judge

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May, 1931

12002
Order of
appraisement
May 19-31

Order of appraisement.

The State of Ohio, Union County, ss. Probate Court
To Edna M. Tughey, Guardian. 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 the M. Tughey an insane person, are Plaintiff and your ward M. Tughey et al. are Defendants, you are commanded that by the oaths of Alpha J. Derr, Chas. F. Drake and Norman C. Down 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 foregoing described premises free from the claim estate of any of the defendants therein, to wit:

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to be done
Dated 8

First tract: Situated in the State of Ohio, County of Union, Township of Liberty and part of Survey No. 3443, and beginning at a stone at the north east corner to a 32.96 acre tract of land owned by Rena Marks, and in the west line of the Holloway road: thence with the north line of said Marks land and continuing with the north line of Mr. E. Peuhorwood's land N. 74° 15' W. 66.42 poles to a large post at an angle in the line of said Peuhorwood's land; thence N. 12° 15' E. 56.66 poles to a post at another angle in said Peuhorwood's land; thence S. 74° E. 66.42 poles to an iron stake in the west line of the Holloway Road; thence with the west line of said road S. 12° 15' W. 56.45 poles to the place of beginning, containing 23.40 acres, more or less.

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Second tract: Situated in the State of Ohio, County of Union, Township of Liberty and part of Survey No. 3443, and beginning 100 poles N. 74° W. from the north-east corner of a 400 acre tract, deeded by Michael Sullivan to John Dean, to which reference is to be had at 3 brches: thence the same course 78 poles to a Bur-oak, two elms and Willows; thence N. 78° W. 156 poles to two black ash & maple; thence N. 74° E. 78 poles to two Hickories, white oak and Red oak; thence S. 78° E. 156 poles

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to the place of beginning, containing 76 acrs. more or less. Excepting therefrom 2 1/2 acrs conveyed by William Halloran to George Halloran on August 24-1860.

Leaving 73 1/2 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 Ohio, this 15 day of May, 1931. Geo. F. LeRoy Allen, Commissioner Judge, Acting 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 May 19-1931

Edua G. Higley,

Clerk of Appraisers

The State of Ohio, Union County,

We, the undersigned appraisers do make solemn oath that we will, upon actual view, to wit 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.

-Appraisers- Alpha J. Derr, Chas. F. Drake, Norman C. Brown sworn to before me and signed in my presence this 18. day of May, 1931

Geo. Mand Pyles, 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 five thousand two hundred and fifty + 00/100 Dollars.

Given under our hands this 18-day of May, 1931 Alpha J. Derr, Chas. F. Drake, Norman C. Brown Appraisers \$20. per day each

May 19-31

Probate Court, Union County, Ohio, May 18, 1931 Confirming appraisement & ordering Bond.

This day came the said Plaintiff, by her attorney, and produced to the Court, the report of an appraisement herein made by Alpha J. Derr, Chas. F. Drake, & Norman C. Brown, 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 Edua G. Higley as such guardian execute within 5 days, to the State of Ohio a bond with sufficient freehold sureties, to be approved,

Final Record, Union County Probate Court

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

MC MANUS-THOMP CO., TOLEDO, OHIO-79204

12002 by the court in the sum of Eleven thousand ^{no}/₁₀₀₀ Dollars
Conditioned according to law and this cause is
continued.
F. Roy Allen Acting Probate Judge

May 19-31
appl. to
sell
at
Private Sale.

Application to sell at Private Sale
Probate Court Union County Ohio
no 12002 application
The said Plaintiff represents that it would be for the
best interests of the said estate of the said Otto M.
Finglay to sell the real estate described in the
petition in this case at private sale for the
following reasons:

1st. To correct the errors and mistakes in said
form of proceedings in case no. 10522.

2nd. That the said real estate can be sold for cash
for the sum of \$5250.⁰⁰

3rd. To sell at private sale will save expenses of
advertising and offering said real estate at
public sale.

4th. That the appraised value of said real estate
is all the same as reasonably worth.

5th. To sell at private sale the interest of all
interested parties can be protected without injury
or damage to the estate of Otto M. Finglay
And she therefore asks for an order authorizing her
to sell said real estate at private sale.
Edna G. Finglay Gen. of
Otto M. Finglay.

The State of Ohio, Union County.
Edna G. Finglay being duly sworn says that the
various matters set forth in the foregoing application
are true as she verily believes
Edna G. Finglay

Sworn to before me and signed in my presence
this 19th day of May, 1931.
C. Maud Pyles, Notary Public.

Affidavit of Disinterested Persons
The State of Ohio, Union County.
Mabel L. Myers, Chas. W. Dobb and J. B. Singel
being duly sworn say that they know the facts
set forth in the application to which this

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MC MANUS-TRUP CO., TOLEDO, OHIO-79204

affidavit is attached: that they have no interest
therein in the matters therein referred to, and that
it will be more for the interest of the said
estate of Otto M. Figley to sell said real estate at
private sale than at public sale - as they truly believe.
Witness my hand, Chas. D. Webb, J. B. Lingard,
known to before me, and signed in my presence
this 19-day of May, 1931

Chas. D. Webb, Notary Public
Order of Sale Free From Dower.
Probate Court.

The State of Ohio, Union County.
To Edna G. Figley Executrix:
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 Otto M. Figley, an insane person
and Plaintiff and your Ward, Otto M. Figley et al. are
Defendants, you are commanded to proceed
according to law, to sell at private sale, for not
less than \$5250.00 the appraised value thereof
free from the dower of any of the defendants,
the following described premises to-wit:

First Tract:
Situating in the State of Ohio, County of Union,
Township of Liberty and part of Survey No. 3443, and
beginning at a stone at the north-east corner
to a 37.96 acre tract of land owned by Anna
Wash and in the west line of the Hallway
road: thence into the north line of said Wash
land and continuing with the north line of
Wm. E. Penhor wood land N. 74° 10' W. 66.42 poles
to a large post at an angle in the line of
said Penhor wood's land: thence N. 12° 15' E. 56.66
poles to a post at another angle in said
Penhor wood's land: thence S. 74° E. 66.42 poles
to an iron stake in the west line of the
Hallway Road; thence with the west line of said
road S. 12° 15' W. 56.45 poles to the place of beginning
Containing 23.40 acres more or less

Second Tract:
Situating in the State of Ohio, County of Union,
Township of Liberty and part of Survey No. 3443, and
beginning 100 poles N. 74° W. from the north east
corner of a 400 acre tract, deeded by Michael
Sullivant to John Dear, to which reference is to be
had at 3 Bunches: thence the same course 78 poles
to a Bur-oak, two elms and Willow: thence N
78° W. 15-6 poles to two Black ash and maple:

Final Record, Union County Probate Court

MC MANUSCRIPT CO., TOLEDO, OHIO - 79204

MC MANUSCRIPT CO., TOLEDO,

12002.

thence N. 73/4° E. 78 poles to two Hickories, white oak ^{and}
Red oak; thence S. 78° E. 15-6 poles to the place of
beginning.

Containing 76 acres. more or less.

Excepting therefrom 2 1/2 acres conveyed by William
Holladay to George Holladay August 29 - 1860.
leaving 73 1/2 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 Mansfield, Ohio, this 19 day of May, 1931
Ed W. 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 the 19 day of May, 1931
Edna M. Figley.

Report of Sale.

Report of Sale. In obedience to the within order, I sold said premises
on the 19 day of May, 1931, to Bert Smith and
Arch Smith

Edna M. Figley

Dated 19-May, 1931

The State of Ohio, Union County

Declar

The above named Edna M. Figley 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.

Edna M. Figley

Sworn to before me, not signed in my
presence, this 19-day of May, 1931

Ed. Ward Pyers, Notary Public

12002

May 19-31

Confirmation
Sale

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MC MANUS-TROUP CO., TOLEDO, OHIO-79204

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12002
May 19-31

Confirmation
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In the Probate Court, Union County, Ohio
No. 12002

Entry. Confirming Sale

This day this cause came on to be heard on the return of the plaintiff, Edna M. Sigley as guardian of Ott. M. Sigley an insane person, of her preceding and sale under the former order of this Court; the Court having carefully examined said proceedings and return and being satisfied that such sale and proceedings have in all respects been regularly and legally made - therefore, it is ordered that the said proceedings and sale be and the same hereby are approved and confirmed; and it is further ordered that the said Edna M. Sigley as such guardian make to the purchasers, Bent Smith, and Arch Smith a good and sufficient deed for the premises so sold.

It further appearing to the Court from the proceedings and from the answer of Bent Smith and Arch Smith filed herein that the said purchasers, Bent Smith and Arch Smith and Fred Smith were the purchasers of the real estate pretended to be sold in and through the proceedings in Case No. 105-22 of this Court and that they paid to the said plaintiff through the said proceedings the sum of \$525.00 and which sum the said plaintiff as such guardian now has and charged themselves and that the charge her with receiving said amount in that action and to charge her with receiving a like amount for the sale of the real estate in this action, would be double charging her as such guardian for the actual amount received. Therefore, it is hereby ordered and adjudged by the Court that she as such guardian retain the amount received by her in said action No. 105-22 as the consideration for the purchase price for the real estate sold in this action, and that said purchasers be not required to make a second payment to her of the amount of the said purchase price in this action.

It is further ordered that the said plaintiff as said guardian out of the money in her hands belonging to her ward's estate pay the costs of this action the sum of -- and to Miss L. Myers the sum of \$200 as attorney fee for representing her as such guardian in this action. That this cause be recorded.
F. LeRoy Allen, acting Probate Judge -
Richard L. Cameron, Trustee.
G. W. Miller, atty. for.

MC MANUS-THOMP CO., TOLEDO, OHIO - 1920

MC MANUS-THOMP CO., TOLEDO, OHIO - 1920

11195-
Apr. 30.
1931.

In the matter of the estate of Julia P. Lyons, Dec'd
Petition to Sell Personal Property.
Petition

To the Judge of said Court:

The undersigned respectfully represents that he is the duly appointed and qualified executor of the estate of Julia P. Lyons, 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:

60 Shares of Marion National Bank Stock 12000⁰⁰

Said authority is asked for the following reasons: The value of this security has been gradually decreasing in value, and the executor has been unable to sell same at the appraised value.

L. J. Mc Coy.

The State of Ohio, Union County, ss.

Clark

L. J. Mc Coy being duly sworn, says that the facts stated in the foregoing petition are true, as he verily believes

L. J. Mc Coy

Sworn to before me, and signed in my presence this 30 day of April, 1931

W. H. Thisted, Probate Judge
Entry June 4th Pg 415th

Report of Sale.

Report of sale

The undersigned L. J. Mc Coy Executor of the estate of Julia P. Lyons, Dec'd says that in obedience to the order of said Court, hereto attached he sold Bank Stock commencing on the 30 day of Aug. 1931, and closing on the 1 day of May 1931, for the sum of Five Thousand Dollars.

A detailed Bill of Sales is hereto attached dated this 1 day of May 1931.

L. J. Mc Coy, Executor.

60 Shares Marion Nat. Bank St.

Pay \$6000⁰⁰ W. B. Hauer
Marion, Ohio.

\$5000⁰⁰

affidavit

affidavit

The State of Ohio, Union County, ss.

L. J. Mc Coy, Executor of the estate of Julia P. Lyons, Dec'd, being duly sworn, says that

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MC MANUS-PROOF CO., TOLEDO, OHIO-79204

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the following 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.

L. J. Mc Coy

Sworn to before me, and signed in my presence, this 13-day of June, 1931.

Clara B. Husted, Deputy Clerk

11852. Jan. 27-31

In the matter of the Estate of Martha Patten, Decd. Petition for order to sell. Probate Court Union County, Ohio. Petitioner.

To the Judge of said Court:

The undersigned respectfully represents, that he is the duly appointed and qualified Executor of the estate of Martha Patten deceased, late of said County; that the personal property of said estate including the notes etc hereinafter described, has been duly appraised, and the inventory and appraisement thereof filed in said Court.

Your petitioner makes application for an order to sell at private sale, as provided by law, and upon such terms as the Court may order the following cash at time of sale - of said estate described in said inventory and appraisement, to wit:

10 Ohio Edison Co. stock 1100 - 6.60 Int. \$1000.00

Said authority is asked for the following reasons: That it is necessary to sell said stock to pay debts of F.C. Walker.

The State of Ohio, Union County. F.C. Walker, being duly sworn, says that the facts stated in the foregoing petition are true as the truly believe. F.C. Walker.

Sworn to before me, and signed in my presence, this 27-day of June, 1931. W. D. Husted, Probate Judge

Journal entry: Orders for Private Sale Probate Court, Union County, Ohio. June 27-1931.

This day this cause came on to be heard upon the petition herein filed and the testimony of F.C. Walker, 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 stock at private sale: it is therefore ordered that F. C. Walker as Executor of the estate of Martha Patton deceased, proceed to sell said stock at private sale, for not less than the sum of One Thousand Dollars.

It is further ordered, that said sale be made for cash in hand at time of sale.

It is further ordered that said F. C. Walker make return of his proceedings herein, within 20 days from this date, and forthwith after such sale is made, and this cause is continued.

W. H. Husted, Probate Judge.

No Report of sale received at this desk

C. W. H. recording.

MC MANUS-TROUP CO., TOLEDO, OHIO - 72204

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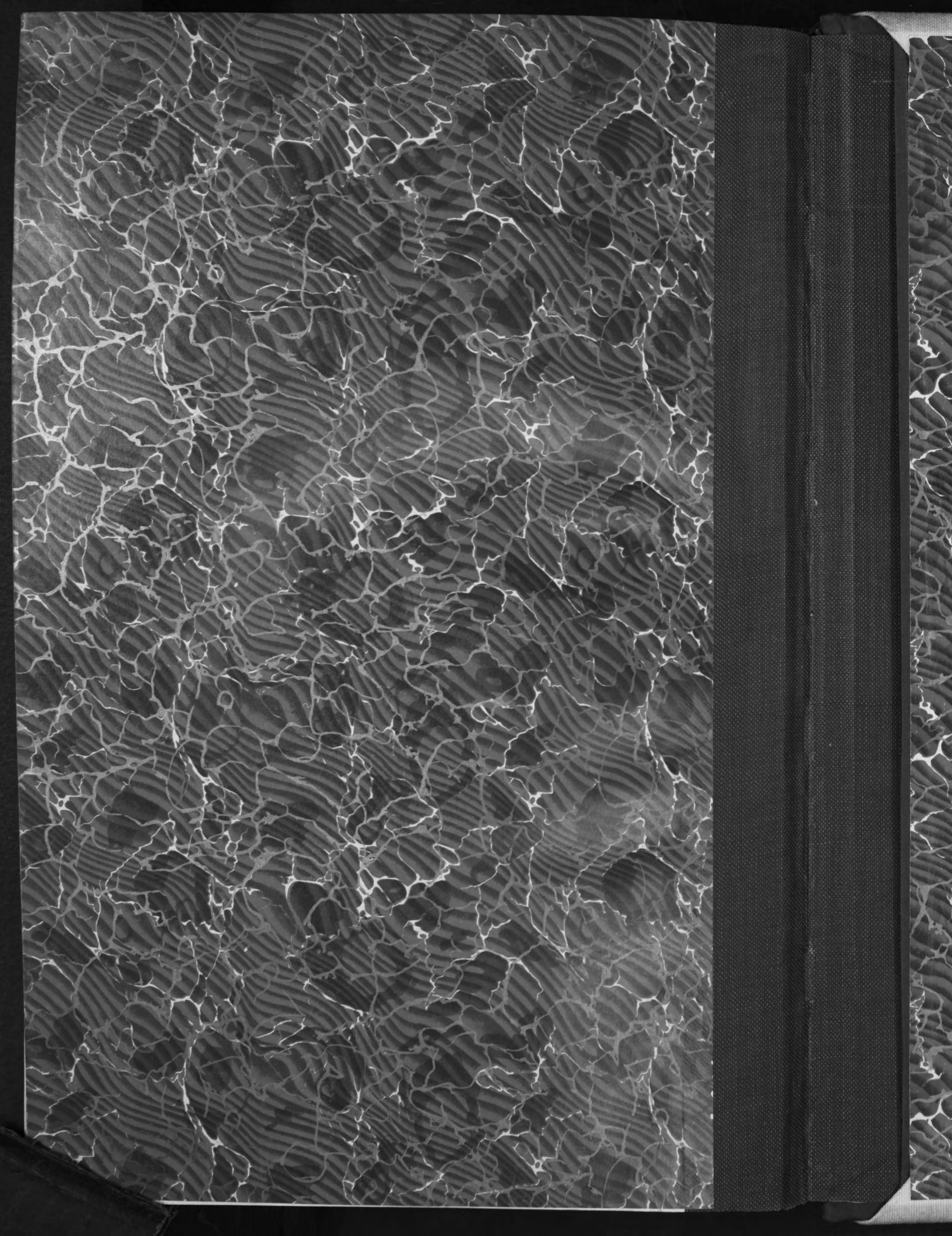
Final Record, Union County Probate Court

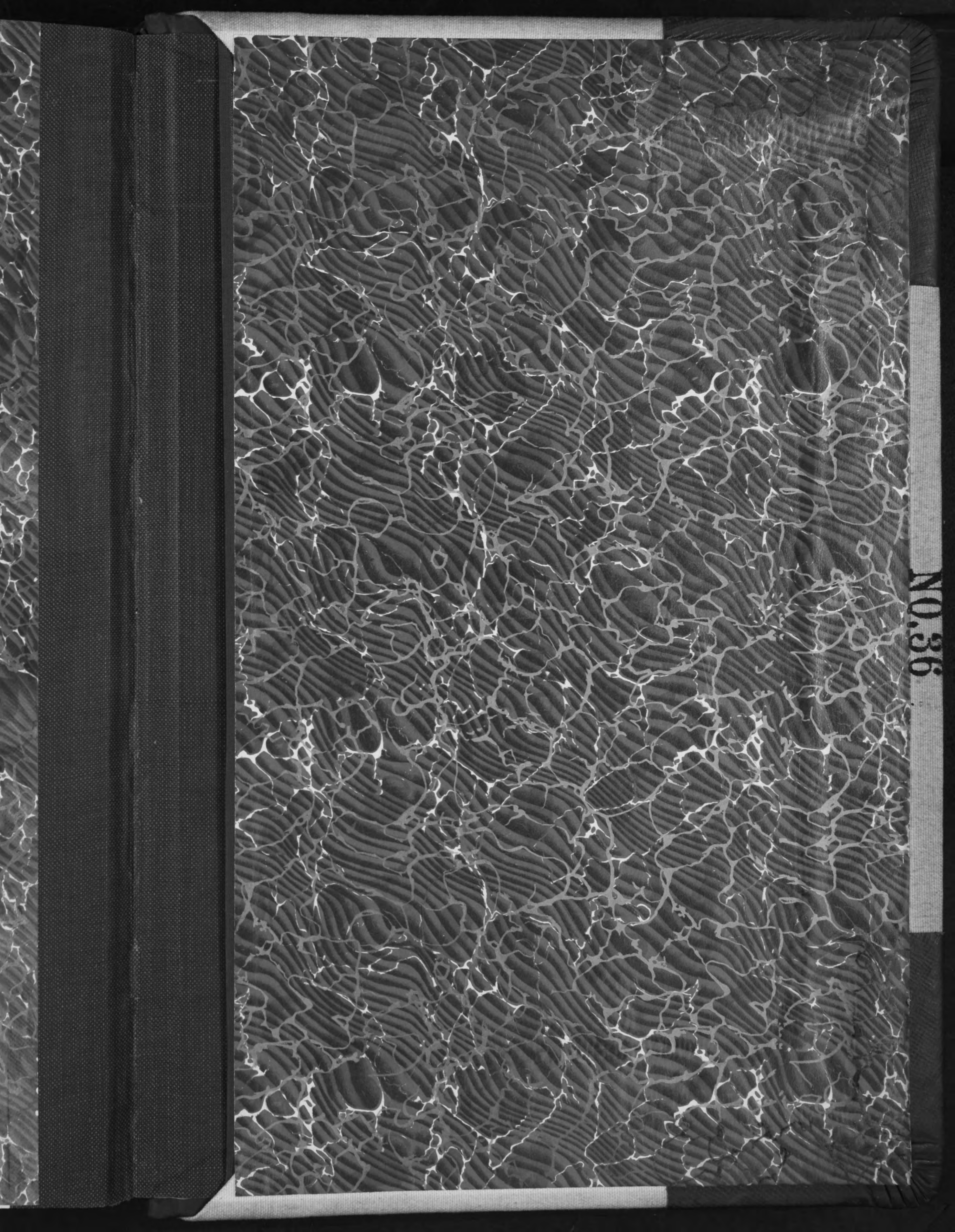
MC MANUS-TROUP CO., TOLEDO, OHIO-79201

No. 37 PROBATE
MC MANUS T.
3/19/31

No. 37 OROBRO
McMANUS TROUP Co,
3/19/31

NO. 36





NO. 36

F I N A L

B E C O R D

NO.36

RECORD

UNION COUNTY