

and satisfied and facilitated as appointed a Commissioner to execute
liens to the purchaser when full payment of the purchase money
shall be made

Attest

Thomas Hobble cllk



Robert E Schoolfield Adm of

of John Beatty, deceased

192

Samuel Schoolfield et al

It is remembered that heretofore to

wit on Tuesday the 11th day of May 1847 the same being the 3rd
judicial day of the May Term 1847 of the Wayne County Probate
Court held before the Honorable George W Whitman sole Judge of
said Court the said Administrator comes and files his petition for
the sale of real estate in these words to wit To the Honorable
Judge of the Wayne Probate Court Your petitioner Robert E. School-
field Administrator upon the Estate of John Beatty deceased repre-
sents that the goods and chattels belonging to said estate after de-
ducting the One Hundred and fifty dollar allowed to the widow
amount to \$80.86 and that the notes accounts and judgements be-
longing to said estate amount to \$1581.31 a considerable portion of
which cannot be collected Your petitioner further shows that the
debts and demands against said estate remaining unpaid amount
to at least \$1900 besides the expense of Administration Your Petitioner
further shows that the said John Beatty died the owner by title bond
from Henry Bell of the following described real estate situate in
Dublin Wayne County Indiana to wit Lot number one in block
number five upon which there is due from said estate to
said Bell the sum of \$570.00 which said bond is here shown to
the Court and made a part hereof and is marked exhibit A
Your Petitioner further shows that said John Beatty was
also the owner by title bond of the following described lot in
town to wit The East half of Lot number seven in block
number five upon which there is due to Alfred Pierce the master of
said Bond the sum of \$50.00 which said bond is here shown to
the Court and made a part hereof and marked exhibit B
Your petitioner further shows that said John Beatty was
owner by title bond from Samuel Schoolfield of a certain lot of
ground lying immediately on the west side of Stephen Taylors
lot in Dublin of one acre which said bond is here shown to
the Court and marked and made a part hereof as exhibit C
Your petitioner has had the above described lots duly
appraised as per appraisement thereof duly recorded along with
the inventory & appraisement of the personal estate of said
deceased and appraisement of the same by the Court of said

3

that said John Beatty left that following named heirs viz
 Nancy Beatty aged fifteen years Robert Beatty aged twelve years
 Mary Beatty aged eight years Martha Beatty aged five years
 Lucy Beatty aged two years and Sarah Beatty aged ten months all
 of whom together with Alfred Pierce Samuel Schofield and Hiram
 Bell are made defendants herein. Said petition prays that an
 order to Bell at private sale said lots for the payment of the debts
 of said estate may be granted him and that said Samuel Scho-
 field Alfred Pierce and Hiram Bell may be ordered to execute
 and deliver to such persons as may purchase said lots good
 and sufficient deeds of conveyance in fee simple for the same
 on payment of the several amounts due themselves and grant
 such other relief as is right &c. J. B. Maguire Peter Atty
 And the following is the Exhibit A referred to in these words
 to wit Know all men by these presents that we Hiram Bell
 and Susan Bell his wife of the County of Wayne and State of
 Indiana are held and firmly bound unto John Beatty of the
 County of Wayne and State of Indiana aforesaid in the penal
 sum of One thousand dollars for which we bind ourselves our
 heirs Executors and Administrators firmly by these presents
 sealed with our seals and dated this 4th day of May 1846. The
 conditions of the above obligation are such that if the above
 bound Hiram Bell and Susan Bell his wife or their legal
 representatives shall make or cause to be made unto the above
 named John Beatty a good and warranted deed for lot number
 five in block number five in the town of Dublin Wayne County
 Indiana as the said Beatty shall have made full pay-
 ment of the sum of Five hundred and seventy dollars as specified
 by Five promissory notes executed to the said Beatty by Edwin Lemon
 and dated as follows to wit One due on the 1st March 1847 for One
 Hundred dollars One due 1st March 1848 for One Hundred dollars One
 due 1st March 1849 for One Hundred dollars One due 1st March 1850
 for One Hundred dollars and One due 1st March 1851 for one hun-
 dred dollars And a promissory note due from said Beatty for
 seventy dollars on the 1st day of March 1847 Then and in that case
 this obligation to be null and void otherwise to remain in full force
 and virtue in law Hiram Bell and Susan Bell (Sigs) attest Mar-
 ch 8 1846. The following is Exhibit B as referred to in said
 petition in these words to wit Know all men by these presents
 that I Alfred Pierce of the County of Wayne and State of Indiana
 aforesaid and firmly bound unto John Beatty of the County and
 State aforesaid in the penal sum of One thousand dollars for
 the payment of which I bind myself my heirs and Executors and
 Administrators firmly by these presents sealed with my seal and
 dated this 11th day of May 1846. The conditions of the above obli-
 gation are such that if the above bound Alfred Pierce or his legal
 representatives shall make or cause to be made unto the said Beatty

May Term 1847

an order to be made by the white water lease lease party a good and lawful deed for the following parcel of land lying and being in the town of Dublin Mayor's County, Indiana and being numbered as follows to wit the East half of lot number 7 in block number five within two years from the first day of March 1846 then their obligation to be null and void otherwise to remain in full force and virtue of law as set out in Coppy Mattan Alfred Pierce & Co. and also Exhibit be as follows in said petition is in the following words and figures to wit

And the Court appoints Belarinda S. Beatty Guardian ad litem for Nancy J. Beatty, Robert B. Beatty, Mary Beatty, Martha A. Beatty, Lucy C. Beatty and Sarah A. Beatty minor dependants under the age of twenty one years and dependants to said petition. Thereupon said dependants Samuel Schoolfield, Kearney Bell and Alfred Pierce and the said Guardian ad litem come and file their answer to said petition in these words to wit The undersigned Samuel Schoolfield, Kearney Bell and Alfred Pierce for themselves and the said Nancy J. Beatty, Robert B. Beatty, Mary Beatty, Martha A. & Sarah A. Beatty minor by Belarinda S. Beatty their Mother and Guardian ad litem come and say that they cannot deny the allegations contained in said petition and consent that the process thereof may be granted to Samuel Schoolfield, Alfred Pierce, Kearney Bell, Belarinda S. Beatty and said Administrator of his bond in the penal sum of Eighteen thousand dollars with Samuel Schoolfield, Nathaniel M. Munn and Joseph P. Stratton as his securities who are approved by the Court in these words to wit Know all men by these presents that we Robert B. Schoolfield, Samuel Schoolfield, Nathaniel M. Munn and Joseph P. Stratton are held and firmly bound unto the State of Indiana in the penal sum of Eighteen thousand dollars with Samuel Schoolfield, Nathaniel M. Munn and Joseph P. Stratton as his securities

May Term 1884

made his final accounts and the same be finally and severally
firmly by these presents signed and sealed this 11th day of
May 1884. The conditions of the above obligation are such
that if the above named Robert C. Schoolfield Administrator
of the estate of John Beatty deceased shall faithfully discharge
his duties and trusts according to law in the sale of certain
real estate belonging to the said estate for which he is about
to obtain an order of the Wayne County Probate Court and
shall faithfully manage dispose of apply and account for
all moneys arising from said sale under the order and di-
rection of the said court then the above obligation to be
paid otherwise to be and remain in full force and vi-
tue Robert C. Schoolfield Esq. Lamb Schoolfield Esq. Bush
W. Minor Esq. J. P. Strattan Esq.

It is therefore ordered and decreed by the court that said
Administrator sell the real estate in said petition described
at private sale on the best terms he can for the interest
of the estate and the said Administrator comes and files
his report of the sale of said real estate in these words to
wit The undersigned Administrator aforesaid represents
that he has on this day sold at private sale to Ezra Walton
Lot number one in block number five in Dublin in said
Petition described for \$780.00 of which the said Walton has
paid \$60.00 in a wagon and horse, and is to pay \$325.00 on
the 1st day of March next \$200. on the following first of March
and \$200. on the following first of March next for which sev-
eral payments said Walton is ready to give his notes with good
security on confirmation of said sale the least half of lot
number seven in block number five described in said pe-
tition he has sold to John Fox for \$500. of which One Hun-
dred dollars is to be paid on the first of March next One
Hundred dollars on the first of March following and the
remaining One Hundred dollars on the first of March follow-
ing for which several sums the said Fox is ready to give his
notes with good security on confirmation of said sale
The small lot of ground described in the petition as being im-
mediately adjoining Stephen Taylor's lot and the same he
has sold to Stephen Taylor for \$200. of which \$26.00 is to be
paid on the first day of March next and \$174.00 on the fol-
lowing first of March for which said several sums the said
Taylor is willing and ready to give his notes with approved secu-
rity on the confirmation of the sale All of the above sales are
made for cash the appraised value and are believed to be as
good as cash he is ready to give the said Administrator the confirma-
tion of the same and that said Robert C. Schoolfield and Pierce
be directed to make and account to said several purchasers

and on payment thereof of the amount due said Schoolfield to said
 Bell from the estate of said Peaty deceased deeds of conveyance in fee
 simple & Robert Schoolfield Adm^r And the said report is sub-
 mitted to the court for confirmation and the court being convinced
 that said sales so reported would be to the best advantage of said
 estate It is ordered and decreed that said sales be confirmed and
 notified and further it is ordered and decreed that said Samuel
 Schoolfield do on the order of said petitioners make and deliver to
 Stephen Taylor a deed for the premises described in said report as
 having been sold to him and that said Bell do also on the order of
 said petitioners upon the payment to him of the amount due from
 said estate make to said Ezra Mattow a deed for the premises sold
 to him And further Alfred Pierce on the order of said petitioners upon
 payment to him of the amount due him from said estate make
 to John Hore a deed for the premises sold to him as aforesaid

Attest

Thomas S. Noble clk

Alpheus Roberts et al

For Partition

193

Benjamin Roberts et al

It is remembered that herebefore
 to wit on the 5th day of January 1846 the said Plaintiffs by
 Julius their Attorney came and file into the clerk's office of
 the Wayne County Probate court in vacation their petition in
 these words to wit To the Honorable the Judge of the Wayne County
 court presenting Your Petitioners Alpheus Roberts William Roberts John Mad-
 ison & James Madison his wife and John Roberts represent to your Honor
 that they together with Benjamin Roberts aged twenty years Amy Robert
 aged eighteen years Abraham Roberts aged sixteen years Barbara Roberts
 aged thirteen years and Jeremiah Roberts aged eleven years are the owners
 in fee simple by descent from Joseph Roberts deceased of the following
 described real estate which is held by them as tenants in common to wit
 the South half of the East half of the South East quarter of section eighteen
 Township sixteen North of Range twelve east situate in Wayne County
 Indiana containing forty acres more or less and also the following described
 portion of the North West quarter of section number eleven Township
 sixteen range twelve beginning at a stake in the east line of said quarter
 at the corner of William Healls lot twenty one chains North of said North
 East corner of said quarter running thence east fifty two chains to the
 old boundary line thence North with the old boundary line ninety
 (99) chains and ten links to a corner stone thence East seven chains and
 thirty seven links thence South twelve chains and fifty links to the
 stake at the corner of John Roberts land thence east forty chains
 and five links to a stake on the east line of said quarter thence
 South with the plane of beginning of section in Wayne County Indiana