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JOHN D. FLYNN

ESTATE

1888

HENDRICKS COUNTY, INDIANA



Land Sale

No. 820

Hendricks Circuit Court.

**PROBATE.**

ESTATE OF

John D. Flynn  
Land Sale

Disposed of at March Term, 1889.

G. E. & C. D. Page

(Recorded.)

Prob. Comp. Rec. No. 6, Page 480.)

Administrator.

Filed Aug. 21, 1888

Fee Book No. Page

L. M. Campbell

Adm's Attorney.



State of Indiana, (  
(  
Hendricks County: (

In the Hendricks Circuit Court,  
March Term, 1889.

William I. Underwood, Admr. of the  
Estate of John D. Flynn, Deceased,  
Plaintiff,  
vs

Virginia Flynn, Mary C. Stephenson,  
Nicodemus Flynn, Annie Flynn,  
The First National Bank of Danville, Indiana,  
Fred P. Rush, George E. Townlew & Edward Gall,  
Defendants.

(No. 820.  
(  
(Report of Sale of Land.  
(  
(  
(  
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(  
(  
(

To the Hon. John V. Hadley, Judge of the Hendricks Circuit Court:

\* The undersigned administrator of the estate of said John D. Flynn deceased, respectfully reports to the Court that pursuant to the order of this Court, made at the September Term thereof, 1888, said administrator has sold the following described parcel of land, to-wit:

Bounded by beginning at the north half mile stake of Section number 18, Township number 15 North, Range 2 West, and running thence south a distance of 24 rods; thence west to the west line of Section 18; thence north to the north-west corner of said Section, and thence east to the place of beginning, to <sup>Allen</sup> ~~Anthony W.~~ Kelley for the sum of \$800., that being the full appraised value of said land and the highest and best bid offered therefor: that said administrator had made diligent search and inquiry for a better bidder for said lands, and had made reasonable effort to find a purchaser at a better price, but was unable to do so.

Said administrator says that said <sup>Allen</sup> ~~Anthony W.~~ Kelley has made full settlement with him for the purchase money of said lands, and has paid to said administrator in cash \$ <sup>40<sup>00</sup></sup> for the purpose of paying



the costs and expenses of this proceeding, and has procured and delivered to said administrator a receipt from the First National Bank of Danville, Indiana, for the sum of \$1033<sup>99</sup> being the full balance of said purchase money: that said First National Bank of Danville, Indiana, is the same corporation and party who held the first mortgage upon the lands first set out in the petition of said administrator filed herein, and upon which there was found to be due said Bank at the date of the decree ordering the sale of said lands from the estate of said John D. Flynn the sum of \$1002.79, being more than the full appraised value of said lands, and more than the same could be sold for.

Said administrator says that the sale of said lands to said ~~Arthur~~<sup>Allen</sup> W. Kelley was made upon the condition that said sale should be confirmed by this Court and that said ~~Arthur~~<sup>Allen</sup> W. Kelley should acquire by virtue thereof a good and sufficient title to said lands, free from any incumbrance by reason of the balance of said indebtedness due to the First National Bank of Danville, Indiana, and also free from any incumbrance by reason of the second mortgage held against said lands in favor of the defendants herein above named, to-wit: Fred P. Rush, George E. Townley and Edward Gall: that all of said parties were made parties to this proceeding and duly and lawfully notified of the pendency thereof, and had lawful and actual notice of the decree for the sale of said lands and also of the sale made by him as herein reported.

That the First National Bank of Danville, Indiana, has released to said Kelley the unpaid portion of said mortgage.

And said administrator prays the Court to confirm said sale and to authorize and empower said administrator to convey said lands by a proper deed of conveyance to said purchaser, and to also adjudge and decree that his title thereto shall be good, perfect and quiet as against each and all of the defendants herein above named, to-wit: Virginia Flynn Nicodemus Flynn, Annie Flynn, The First National Bank of Danville, Ind.,



the costs and expenses of this suit



No. 820.

Hendricks Circuit Court,

March Term, 1889.

William I. Underwood, Admr. of the  
Estate of John D. Flynn, Deceased,

Plaintiff,

vs

Virginia Flynn et al,

Defendants.

Report of Land Sale.

*Approved*  
*Wm. H. H. H.*  
FILED  
MAR 11. 1889  
*E. G. Hogate*  
CLERK.

L. M. Campbell, Atty for Plff.



State of Indiana, (  
(  
Hendricks County: (

In the Hendricks Circuit Court,  
September Term, 1888.

William I. Underwood, Administrator of the (   
(   
Estate of John D. Flynn, Deceased, (   
(   
vs ( Petition to Sell Land   
(   
Virginia Flynn, Mary C. Stephenson, ( to Pay Debts.   
(   
Nicodemus Flynn, Annie Flynn, (   
(   
The First National Bank of Danville, Indiana, (   
(   
Fred P. Rush, George E. Townley and Edward Gall. (

The above named William I. Underwood respectfully states and shows to the Court that he is the Administrator of the estate of John D. Flynn, late of Hendricks County, deceased, duly appointed and qualified to act as such: that he has caused an inventory to be made of the personal estate of said decedent, which is now on file with the Clerk of this Court, which inventory contains all of the property which has come into his hands as such administrator, amounting in value, as appears by the appraisement, to the sum of \$461.55, of which he has turned over and delivered to Virginia Flynn, the widow of said decedent, as shown by her receipt, the sum of \$461.55: that no other property or money of said estate has come into his hands and said administrator knows of no other personal estate belonging to said decedent which is likely to come into his hands.

Said administrator says the indebtedness of said estate amounts to probably \$ 2000 - : that said decedent was the owner in fee simple of certain real estate situated in the County of Hendricks and State of Indiana described and bounded as follows:

Beginning at the North half mile stake of Section number 18, Township number 15 North, Range 2 West, running thence south a distance of



24 rods;thence west to the west line of said Section 18;thence north to the northwest corner of said Section and thence east to the place of beginning: also another small strip or parcel of land being part of the Northwest quarter of Section number 7,Township 15 North,Range 2 West,and described by beginning at a point 4 feet north of a certain well situated near the south line of said quarter,and running thence south to the south line of said quarter,said line being the center line of the tract, and the same of sufficient width to contain one-half an acre.

Your petitioner would further show that said decedent in his life time had executed a mortgage upon the 20 acres first described to the First National Bank of Danville,Indiana,which mortgage is recorded in Mortgage Record No.18 at page 502 of the records of Hendricks County, Indiana,and which was made to secure a certain indebtedness of said John D.Flynn to said Bank,and of which indebtedness your petitioner is informed there is about \$1000 remaining due and unpaid,and which mortgage is the first lien upon said 20 acres:that said decedent also afterwards executed a certain other mortgage upon the same land together with other lands to Fred P.Rush,George E.Townley and Edward Gall,in the name of Fred P.Rush & Company,which latter mortgage is recorded in Book 20 at page 34 of the Mortgage Records of Hendricks County,to secure an indebtedness owing by said Flynn to said Fred P.Rush & Company, and that the wife of said John D.Flynn joined him in the execution of said mortgage to the First National Bank:

Your petitioner further shows that the indebtedness of said Flynn to said Bank is secured to said Bank,as he is informed,by personal security:that said 20 acres of land is probably worth \$1000,and that said half acre of land above described ,considering the well situate thereon and the water privileges attached thereto,is of the probable value of \$ 50,



Your petitioner would further show that it is necessary to make sale of the real estate of said decedent for the purpose of paying off the lien on the 20 acres aforesaid to the First National Bank, and also for the purpose of paying the expenses of administration, and general debts.

Said decedent left as his only heirs at law his widow, Virginia Flynn, who is aged about forty-one years, and the following children, to-wit: Mary C. Stephenson, formerly Mary C. Flynn, aged twenty-one years; Nicodemus Flynn, aged seventeen years, and Annie Flynn, aged thirteen years, all of whom together with said First National Bank, Fred P. Rush, George E. Townley and Edward Gall, are made defendants to this petition and required to answer and show cause if any they have why said land shall not be sold for the purposes aforesaid.

And your petitioner prays the Court upon a full hearing of this cause to order, adjudge and decree that said parcels of land be sold separately to the highest bidder at public sale upon such terms as the Court shall direct, and that the proceeds of the sale of said 20 acres of land be applied first, to the payment of the costs of this proceeding, and secondly, to the payment of the liens found and adjudged to be held against the same in the order in which they attach thereto, and that the proceeds of the other parcel be applied in the order required by law.

William I Underwood, Admr. by L.M. Campbell, Atty.

The above named William I Underwood being duly sworn says on oath that the matters and things stated in the foregoing petition are true as he is informed and verily believes.

W. I. Underwood

Subscribed and sworn to before the undersigned on this the 20<sup>th</sup> day of August, 1888.

Enoch G. Hoge  
clerk



No. 820

Hendricks Circuit Court,

September Term, 1888.

William I. Underwood, Admr. of the  
Estate of John D. Flynn, Deceased,

vs

Virginia Flynn, Mary C. Stephenson,  
Nicodemus Flynn, Annie Flynn,  
The First National Bank, Danville,  
Indiana, Fred P. Rush, George E. Town-  
ley and Edward Gall.

Petition to Sell Land to Pay Debts.

FILED.

AUG 21 1888

*E. J. Hogate*  
CLERK

The Clerk will issue notices  
to the Defendants in this case re-  
turnable Oct. 22nd, 1888, and set  
said cause down for trial on said  
day.

L. M. Camobell, Atty for Plff.

TAXED



Thurs - Oct - 25 - 1888  
28<sup>th</sup> day of the Jan  
1889 -  
In the Hendricks Circuit Court,

State of Indiana, (  
(  
Hendricks County: (

September Term, 1888.

William I. Underwood, Administrator of the	(	
Estate of John D. Flynn, Deceased,	(	No. 820.
Plaintiff,	(	
vs	(	Decree.
Virginia Flynn, Mary C. Stephenson,	(	
Nicodemus Flynn, Annie Flynn,	(	
The First National Bank of Danville, Indiana,	(	
Fred P. Rush, George E. Townley and Edward Gall,	(	
Defendants.	(	

Now at this time comes William I Underwood, administrator of the estate of John D. Flynn, deceased, and presents and exhibits to the Court his petition for the sale of real estate, filed herein on the 21st day of August, 1888, with the indorsement thereon showing that this cause was set down for trial for the 22nd day of October, 1888, and that notices were ordered to be issued returnable on said day.

And said administrator now presents and exhibits the affidavit of W.A. King, filed in this cause on the 24th day of September, 1888, from which it appears that a notice of the filing and pendency of the petition in this case was given by publication for three weeks successively in the Hendricks County Gazette, a public weekly newspaper of general circulation, printed and published in the County of Hendricks, the first of which was on the 23rd day of August, the second on the 30th day of August, and the third on the 6th day of September, 1888.

And said administrator also presents and files his affidavit herein, showing that a similar printed notice of the time and place of hearing this petition was posted up by said administrator in three public places in the Township where said real estate is situated, more than thirty days prior to October 22nd, 1888.



And the Court having examined said proof of publication and posting of notices, finds and adjudges that due and lawful notice has been given of the time and place of hearing this petition, whereupon, on motion of said administrator, the following named defendants, to-wit: ~~Virginia Flynn~~, Mary C. Stephenson, The First National Bank of Danville, Indiana, Fred P. Rush, George E. Townley and Edward Gall are each and all severally three times loudly called by the Sheriff of this Court and fail to appear herein, said several defendants each and all making default.

And the defendant Virginia Flynn now files her answer as widow of said deceased, wherein she admits that she joined with her husband in the execution of the mortgage upon said lands for the payment of which said lands are to be sold, and consents that the lands described in said petition may be sold as prayed for, and agrees to execute to the purchaser thereof a deed of release and quit claim. X

And now it is suggested to the Court that the defendants Nicodemus Flynn and Annie Flynn are infants within the age of twenty-one years, and, on motion, Thad S. Adams is now appointed by the Court as guardian ad litem for said infants.

And now comes the said guardian ad litem and files his answer in behalf of said infants, which is in these words: ( Here insert. )

And now said administrator exhibits and files herein an inventory and appraisement of the real estate of the decedent proposed to be sold, the same having been appraised by *James W Morgan* *Hoodson Bryant*, two competent persons to make such appraisement, according to law, from which it appears that said real estate is valued at \$825

And said administrator also now presents to the Court for approval and files his bond herein in the sum of \$1650 with

*A W Kelley*

as his surety thereon, conditioned



for the faithful discharge of his trusts according to law, which bond and the surety thereon is now approved by the Court and this cause is now submitted to the Court for trial.

And the Court having examined the proofs adduced, and being sufficiently advised in the premises, finds that the personal estate of said decedent, John D. Flynn, is insufficient to pay the debts thereof, and that the following described parcel of said real estate, to-wit:

Beginning at the north half mile stake of Section number 18, Township number 15 north, Range 2 west; running thence south a distance of 24 rods; thence west to the west line of said Section 18; thence north to the northwest corner of said Section; and thence east to the place of beginning; situated in the County of Hendricks and State of Indiana is incumbered by a mortgage made by the said John D. Flynn and Virginia Flynn to the First National Bank of Danville, Indiana, to secure an indebtedness of said John D. Flynn to said Bank, and on which mortgage there is now due and unpaid to said Bank the sum of \$1002.79, and which mortgage is the first lien upon said tract of land.

And the Court further finds that the same tract of land is further incumbered by a mortgage made upon the same together with other lands by the said John D. Flynn to Fred P. Rush, George E. Townley and Edward Gall to secure an amount due said parties, doing business in the name of Fred P. Rush & Company, from the said John D. Flynn, the amount of which is not proven, and cannot be ascertained by the Court, and which mortgage is the second lien upon said lands.

Wherefore it is adjudged that it will be and is necessary to sell the said tract or parcel of land for the purpose of paying <sup>the</sup> mortgage lien thereon due said First National Bank.

It is further adjudged that it is necessary to make sale of the other parcel of land, described in said petition, to-wit:

Part of the Northwest quarter of Section number 7, Township number 15 north, Range 2 west, bounded by beginning at a point 4 feet north of a certain well situated near the south line of said quarter, and run -



ning thence south to the south line of said quarter, said line being the center line of the parcel, and said tract of sufficient width to contain one-half an acre, for the purpose of making assets to pay the debts of said estate .

Wherefore it is now ordered, adjudged and decreed that said administrator be and he is hereby now authorized, empowered and directed to make sale of said real estate at private sale for not less than its appraised value on the following terms, to-wit: one-third of said purchase money to be cash in hand; one-third in six months, and one-third in twelve months from the day of sale; said administrator to give to the purchaser of said lands a certificate of his purchase, conditioned that upon the payment of the purchase money, and upon the order of the Court, said lands shall be conveyed to the purchaser or his assigns by a good and sufficient administrator's deed.

And said administrator is ordered to apply the proceeds realized from the sale of said twenty acres of land as follows:

First. To the payment of the costs of this proceeding.

Second. To the payment of the amount due said First National Bank, as hereinbefore found, with interest thereon; and to pay the excess, if any, upon the order of this Court to be hereinafter made in the premises.

And said administrator is ordered to pay the proceeds of the sale of said half-acre of land upon the general debts of said estate in the order prescribed by law.

And to report his proceedings herein at the next term of this Court, until which time this cause is continued.



No. 820.

Hendricks Circuit Court,

September Term, 1888.

William I. Underwood, Admr. of the  
Estate of John D. Flynn, Deceased,

vs

Virginia Flynn et al.

D e c r e e .

*Approved*  
*Thomas L. Lulbourn*  
*Jr*

FILED.  
OCT 25 1888

*E. G. Hogate*  
CLERK.

L.M. Campbell, Attorney.

TAXED.



man - lueh 11-1889

17 day in Jan

14 to 214

William I. Underwood, Admr. of the	(	
Estate of John D. Flynn, Deceased,	(	
Plaintiff,	(	
vs	(	No. 820.
Virginia Flynn, Mary C. Stephenson,	(	Entry.
Nicodemus Flynn, Annie Flynn,	(	
The First National Bank of Danville, Indiana,	(	
Fred P. Rush, George E. Townley & Edward Gall,	(	
Defendants.	(	

Now at this time comes William I. Underwood, Administrator of the Estate of John D. Flynn, Deceased, and presents and files his report of the sale of the lands of said decedent pursuant to the order of this Court, made at the September term thereof, 1888, which report of said administrator is in these words: ( Here insert. )

And the Court having examined the same, and being sufficiently advised therein, in all things approves and confirms the sale of said lands situate in the County of Hendricks and State of Indiana, and described as follows, to-wit: Bounded by beginning at the north half-mile stake of Section number eighteen (18), Township number fifteen (15) North, Range two (2) West, and running thence south a distance of twenty four (24) rods; thence west to the west line of said Section eighteen (18); thence north to the northwest corner of said Section, and thence east to the place of beginning: estimated to contain 20 acres more or less.

And it is now ordered by the Court that said William I. Underwood as such administrator, make out, execute and report to this Court a proper deed of conveyance conveying to said <sup>Allen</sup> Anthony W. Kelley the lands so sold to him herein before described.

And it is also now ordered, adjudged and decreed that the sale of the following parcel of land situate in said County and State, to-wit: A part of the North West quarter of Section number seven (7), Township



number fifteen (15) North, Range two (2) West, and described by beginning at a point 4 feet north of a certain well situated near the south line of said quarter, and running thence south to the south line of said quarter, said line being the center line of the tract, and the same of sufficient width to contain one-half an acre, so sold by said administrator to Joseph Underwood, be in all things confirmed.

And said administrator is now ordered to make out, execute and report to this Court a proper deed of conveyance, as such administrator, conveying said parcel of land last above described to said Joseph Underwood.

And now comes said William I. Underwood as such administrator and presents and exhibits to the Court and acknowledges in open court the several deeds of conveyance herein above ordered: one to the said ~~Allen~~ <sup>Allen</sup> Kelley for the lands so sold to him and one to said Joseph Underwood for the lands so sold to him, which deeds are examined and approved by the Court and are ordered to be delivered to the grantees therein named, respectively, as evidence of their title to said lands.

And it is now further ordered, adjudged and decreed by the Court that the title of the said ~~Allen~~ <sup>Allen</sup> Kelley in and to the lands so described in his deed of conveyance be declared quiet and perfect in him; and that the same be free from all liens or incumbrance by virtue of the mortgages against said lands held by the First National Bank of Danville, Indiana, and by Fred P. Rush, George E. Townley and Edward Gall in the name of Fred P. Rush & Company.

And the Clerk of this Court is hereby ordered, directed and authorized to make an entry and certificate upon the margin of page 34 in Mortgage Record No. 20 of the Records of Mortgages of Hendricks County to the effect that said mortgage is no longer a lien upon the parcel of land herein so sold and conveyed to said ~~Allen~~ <sup>Allen</sup> Kelley.

And said administrator is ordered to charge himself with the amount of cash received by him from said purchasers in his report as administrator of the estate of said John D. Flynn, deceased, and to pay



therewith the costs of this proceeding, upon which this cause is struck-  
en from the docket.

All of which is finally ordered, adjudged and decreed.

No. 820.

Hendricks Circuit Court,

March Term, 1889.

William I. Underwood, Admr. of the  
Estate of John D. Flynn, Deceased,

Plaintiff,

vs

Virginia Flynn et al,

Defendants.

ENTRY.

*A. K. [unclear]*  
FILED  
MAR 11 1889  
*E. L. Hoyle*  
CLERK

L. M. Campbell, Atty for Plff.



State of Indiana, Hendricks County.

We, James N. Morgan and Woodson Bryant  
swear that we will honestly appraise the Real Estate of John D. Flynn  
deceased, which may be exhibited to us.

J. N. Morgan  
Woodson Bryant } Appraisers.

Subscribed and sworn to, this 22<sup>nd</sup> day of October 1888, before me.

Enoch G. Hoogate, Clerk

An Inventory of \_\_\_\_\_ of the Real Estate of  
John D. Flynn, deceased, and described as follows, to-wit:

Part of the Northwest quarter of Section number 7, Township number  
15 north, Range 2 west, and described by beginning at a point 4 feet  
north of a certain well situated near the south line of said quarter,  
and running thence south to the south line of said quarter, said line  
being the center line of the tract, and the same of sufficient width to  
contain one half acre.

And appraised by us at \$ 25.<sup>00</sup>

Also: Beginning at the north half-mile stake of Section number 18,  
Township number 15 north, Range 2 west, running thence south a distance  
of 24 rods; thence west to the west line of said Section 18; thence  
north to the northwest corner of said Section, and thence east to the  
place of beginning.

and appraised by us at \$ 800.<sup>00</sup>

Appraisers Fee:-

Morgan 75<sup>¢</sup>  
Bryant 75<sup>¢</sup>

J. N. Morgan  
Woodson Bryant } Appraisers.



No. 820

Administrator's Appraisement of Real Estate.

ESTATE OF

John D. Flynn  
Deceased.

Administrator.

Filed ~~May of~~ **FILED.**, 188

OCT 25 1888

**E. G. Hogate** Clerk.

Wm. E. Burford, Printer, Indianapolis.

**TAXED.**



# STATE OF INDIANA, HENDRICKS Co., SS:

L. M. Cady sell, Attorney for Petitioner.

## PROBATE CAUSE NO. 820.

In the Circuit Court of Hendricks County,  
Indiana, September Term, 1888.

William I. Underwood, Administrator of  
Estate of John D. Flynn, Deceased,

vs.  
Virginia Flynn, et al.

To Virginia Flynn, Mary C. Stephenson,  
Nicodemus Flynn, Annie Flynn, The  
First National Bank of Danville, Indi-  
ana, Fred P. Rush, George E. Townley  
and Edward Gall:-

You are severally hereby notified that the  
above named petitioner, as administrator  
of the estate aforesaid, was filed in the Cir-  
cuit Court of Hendricks County, Indiana, a  
petition, making you, ~~et al.~~, therein,  
and praying therein for an order and decree  
of said Court authorizing the sale of certain  
Real Estate belonging to the estate of said  
decedent, and in said petition described, to  
make assets for the payment of the debts  
and liabilities of said estate; and that said  
petition, so filed and pending, is set for hear-  
ing in said Circuit Court at the Court House  
in Danville, Indiana, on the twenty-fifth  
judicial day of the September Term, 1888, of  
said Court, the same being the twenty-sec-  
ond day of October, 1888.

WITNESS the Clerk and seal of said  
Court, this 21st day of August,

{SEAL}

1888.

ENOCH G. HOGATE, Clerk.

Personally appeared before the undersigned

W. A. King editor of  
Hendricks Co. Gazette

a Public Weekly Newspaper of general circulation,  
printed and published in Danville, in the County  
aforesaid, who being duly sworn, upon his oath, saith  
that the notice, of which the attached is a true copy,  
was duly published in said paper for three  
weeks successively, the first of which publications was  
on the 23<sup>d</sup> day of August 1888, the sec-  
ond on the 30<sup>th</sup> day of August 1888, the  
third on the 6<sup>th</sup> day of Sept. 1888,  
and the fourth on the \_\_\_\_\_ day of \_\_\_\_\_  
18......

W. A. King

Subscribed and sworn to before me, this 24<sup>th</sup> day of September 1888

Enoch G. Hogate  
Clerk



William I Underwood being sworn says on oath  
that he posted up printed notices of which the within  
is a copy in three public places in the township  
where the lands described are situated which were  
so posted up more than thirty days prior to Oct.  
22<sup>nd</sup> 1888

Sworn to before me this 27<sup>th</sup> day of October 1888

W. I. Underwood.

Enoch G. Hoggate  
Clerk

FILED  
SEP 24 1888

E. G. Hoggate  
CLERK

TAXED

Filed

John D. Higgins Esq.



State of Indiana,  
Hendricks County:

In the Hendricks Circuit Court,  
September Term, 1888.

William I. Underwood, Administrator of the	(
Estate of John D. Flynn, Deceased,	(
Plaintiff,	(
vs	( No. 820.
Virginia Flynn, Mary C. Stephenson,	( Answer of Thad S. Adams,
Nicodemus Flynn, Annie Flynn,	( Guardian Ad litem.
The First National Bank of Danville, Indiana,	(
Fred P. Rush, George E. Townley & Edward Gall,	(
Defendants,	(

Now comes Thad S. Adams who is appointed by the Court as guardian ad litem for the infant defendants in the above entitled cause, to-wit: Nicodemus Flynn and Annie Flynn, and says for answer to said petition and complaint that he has no personal knowledge or information of the matters contained in said petition, and therefore denies the same on behalf of said infants, and asks the Court to require strict proof thereof, and to protect the rights and interests of said infant defendants.

*Thad S. Adams*  
*Guardian ad litem*



No. 826.

Hendricks Circuit Court,

September Term, 1888.

William I. Underwood, Admr. of the

Estate of John D. Flynn, Deceased,  
Plff,

VS

Virginia Flynn et al,  
Defts.

Answer of Guardian ad litem.

FILED.  
OCT 25 1888

*E. I. Hogate*  
CLERK.

L.M.Campbell, Attorney.

PAID.



State of Indiana, (  
(  
Hendricks County: (

In the Hendricks Circuit Court,

William I. Underwood, Administrator of the ( No. 820.  
(  
Estate of John D. Flynn, Deceased, ( Answer of the Widow.  
(  
vs (   
Virginia Flynn, Mary C. Stephenson, (   
(   
Nicodemus Flynn, Annie Flynn, (   
(   
The First National Bank of Danville, Indiana, (   
(   
Fred P. Rush, George E. Townley and Edward Gall. (

The undersigned Virginia Flynn, widow of John D. Flynn, deceased, comes and for answer to the petition of the administrator to sell the lands described in his petition admits that the personal estate of said decedent is insufficient to pay the debts and that the lands described in said petition must be sold to pay the same.

She also admits that she joined with her husband in the execution of the mortgage upon said lands for the payment of which said lands are to be sold .

And, for the purpose of saving and avoiding the expense of foreclosure, she hereby consents that said lands may be sold, and she agrees to execute to the purchaser a deed of release and quit claim in order that the whole tract may be sold to the best advantage.

Virginia X Flynn



No. 820.

Hendricks Circuit Court,

September Term, 1888.

William I. Underwood, Admr. of the  
Estate of John D. Flynn, Deceased,  
vs  
Virginia Flynn, Mary C. Stephenson,  
Nicoderus Flynn et al.

Answer of the Widow.

FILED.  
OCT 25 1888

*E. G. Hogate*  
CLERK.

TAXED

L. M. Campbell, Attorney.



*Disposed of at Jan. Ct. 1890.*

No. 12621

Hendricks Circuit Court.

**PROBATE.**

ESTATE OF

*(Don't Record)*

*John D. Fleppert*  
*decd.*

G. E. & C. D. 21. Page 5

*William S. Kendrick*  
Administrator.

*March 31<sup>st</sup>*, 1888

Fee Book No. C Page 114

*L M Thompson*  
Adm'r's Attorney.

W. B. Burdett, Printer, Indianapolis.



State of Indiana, Hendricks County, ss:

*William D. Henderson* being duly sworn  
before the Clerk of the Circuit Court of the County aforesaid, upon his oath  
says that *John D. Flynn*

departed this life in said County, intestate, as *he* believes, on the *24<sup>th</sup>*  
day of *January*, 1888; that said *John D. Flynn*  
left a personal estate to be administered of the probable value, as *he is* informed  
and believes, of *Fifty hundred* Dollars;  
and further *says* not.

Signed: *W. D. Henderson.*

Sworn to and subscribed before me, this *30<sup>th</sup>* day of *March*, 1888

*W. R. McCalland* Clerk.



In the Estate of

John D. Flynn  
DECEASED.

PETITION FOR ADMINISTRATION.

Filed, March 9 / 1888

W. M. McCallum  
CLERK.



Voucher No.

Oct 7 1911

1882

Received of

W. S. Underwood

the Administrator

of the estate of

John D. Toynon

the sum of

Eight - Eighty three & 1/2

deceased,

on account of

last and best interest on half

\$4 DOLLARS

are of land sold to Joseph Underwood

for Twenty five Dollars.

\$ 8.38

Wm. S. Underwood



State of Indiana,  
Hendricks County:

In the Hendricks Circuit Court,  
November Term, 1889.

In the Estate of John D. Flynn,     Final Report & Resignation of  
Deceased.                             Administrator.

The undersigned administrator of said estate respectfully submits to the Court the following as his first and final account, debtor and credit, in said estate.

Said administrator is chargeable with the amount of the inventory of personal property on file . . . . . \$ 461 55

Also with a further sum received by said administrator for lands sold to one Allen Kelley . . . . . " 800 00

Also with a further sum received by him for land sold to one Joseph Underwood . . . . . " 25 00

Said administrator refers the Court to the record of the proceedings in said land sale and his report therein filed March 11<sup>th</sup> 1889.

Making the total amount to be accounted for by said administrator . . . . . \$1286 55

Said administrator says that in fact there came into his hands but a small amount of the above sum, and that he is entitled to credits against the same as follows:

Amount of personal property taken by widow as per receipt on inventory . . . . . \$ 461 55

That in the land sale the purchaser of said land made settlement with and paid to the First National Bank of Danville, Indiana, which bank held the first mortgage against said land, a sum amounting to more than the whole proceeds of said sale, to-wit: \$1033.99, as shown by receipt filed here with and by report made in said land sale, but that said Allen Kelley, the purchaser of one tract of said land, paid



over to the administrator \$40. in cash;whereby said administrator claims credit for the difference between said \$40.

and the \$900.for which said land was sold and settlement for which was made with said First National Bank on her

claim against said estate,to-wit: . . . . . " 760 00

Said administrator was required to pay and did pay to

the widow of said decedent, Virginia Flynn, one-third of the

proceeds of the small parcel of land sold to said Joseph

Underwood, as shown by her receipt filed herewith, and for

which amount he is entitled to credit . . . . . " 8 33

Said administrator also paid to L. M. Campbell, Attorney,

for services rendered in said land sale, as shown by re -

ceipt filed herewith, . . . . . " 25 00

And the Clerk of this Court on costs of land sale,

as shown by receipt, . . . . . " 22 58

Making the total amount paid out and accounted for

by said administrator . . . . . "1277 46

Leaving a balance in his hands of . . . . . \$ 9 09

Said administrator says that he has paid all the costs of the land sale as above shown; that there is no other estate of said decedent, either real or personal, in the hands or under the control or with in the knowledge of this administrator anywhere.

That he took upon himself the administration of said estate at the request of persons interested therein and for the purpose of disposing of the lands of said decedent, which were mortgaged for more than their worth, at a less expense than the probable cost of foreclosure of said mortgage against the widow and heirs; that there are still outstanding and unpaid against said decedent debts and claims amounting to a considerable sum and no assets with which to pay the same, as above set out, and there being no money or property out of which to pay



further costs in this estate, he hereby asks the Court to allow him the above balance of \$9.09 in part payment for his services as such administrator both in said estate and land sale, and to approve the above account debtor and credit, and to accept this report and the resignation of said administrator, which is herewith tendered, there being no further necessity for administration of said estate.

Respectfully submitted.

W. L. Underwood

Administration

Subscribed and sworn to before the undersigned  
on this 6<sup>th</sup> day of January 1896.

Witness my name and notarial on this the date  
last above mentioned.

Arthur Dodd  
Notary Public

I acknowledge that the \$25.<sup>00</sup> set out as a  
credit in the above report in the land sale was paid  
to me.

L. M. Caspell



Hendricks Circuit Court,

November Term, 1889.

In the Estate of John D. Flynn,  
Deceased.

Final Report & Resignation of  
Administrator.

*Approved  
& Adm'r is charged*

*W. M. Kelley*  
JAN 8 1890

*C. G. Hogate*  
CLERK

L. M. Campbell, Atty. for Adm'r.



EDITOR'S AFFIDAVIT.

Republican and Print.

State of Indiana, Hendricks County, ss:

L. H. Campbell, MAY 10, A.D. 1888.  
NOTICE OF ADMINISTRATION.  
Sealed letters administered to the undersigned  
and have been approved by the Circuit Court of  
Hendricks County, Indiana, on the 10th day of May, A.D. 1888.  
Witness my hand and seal of office at Jackson, Indiana,  
this 10th day of May, A.D. 1888.  
WILLIAM C. FIDELL, Clerk of Court.  
Attest: my hand and seal of office at Jackson, Indiana,  
this 10th day of May, A.D. 1888.

Personally appeared before the undersigned

editor of

*W. A. King*  
*The Hendricks Co. Gazette*

a Public Weekly Newspaper of general circulation, printed

and published in Danville, in the County aforesaid, who being

duty sworn, upon his oath, saith that the notice, of which the

attached is a true copy, was duly published in said paper for

*three* weeks successively, the first of which publication

was on the *5th* day of *April* 18 *88*, and

the last on the *19th* day of *April* 18 *88*

*W. A. King*

1888

Subscribed and sworn to before me, this

6<sup>th</sup>

day of

*June*

*W. M. McEllelland* clerk

Received

, of

Dollars and

Cents, in full for publish-

ing the above notice



FILED  
JUL 15 1888  
W. R. MOOREHEAD, ATTORNEY



24.48

18.48  
.40

11.00

29.88

22.58 Paid Law Sale

7.30

Flynn Estate

Bal due bank

5.30

" " Printed

2.00







# INVENTORY AND APPRAISEMENT OF GOODS, ETC.

No.	DESCRIPTION OF KIND AND QUANTITY OF GOODS, ETC.	Appraised Value.		REMARKS.
		Doll.	Cts.	
1	One 20 lb	<del>20</del>	<del>00</del>	
2	One 10 lb	<del>10</del>	<del>00</del>	
3	One 5 lb	2	50	
4	One 2 lb	2	50	
5	One 1 lb	1	50	
6	One 1/2 lb	2	00	
7	One 1/4 lb	50		
8	One 1/8 lb	10	00	
9	One 1/16 lb	2	50	
10	One 1/32 lb	25		
11	One 1/64 lb	6	00	
12	One 1/128 lb	50		
13	One 1/256 lb	6	50	
14	One 1/512 lb	3	00	
15	One 1/1024 lb	50		
16	One 1/2048 lb	5	00	
17	One 1/4096 lb	50		
18	One 1/8192 lb	1	00	
19	One 1/16384 lb	1	75	
20	One 1/32768 lb	1	00	
21	One 1/65536 lb	1	00	
22	One 1/131072 lb	20	00	
23	One 1/262144 lb	50		
24	One 1/524288 lb	25		
25	One 1/1048576 lb	25		
26	One 1/2097152 lb	25		
27	One 1/4194304 lb	100		
28	One 1/8388608 lb	1	50	
29	One 1/16777216 lb	50	00	
30	One 1/33554432 lb	2	00	
31	One 1/67108864 lb	6	50	



32	One Gray Mare	50.00
33	One Gray Horse	100.00
34	12 head Stock Keys	48.00
35	One White Cow	25.00
36	One Saw & four pigs	15.00
37	20 Acres of growing wheat	25.00
38	Wheeler hay	5.00
39	One hundred Shook fodder	10.00
40	One half int in farm	2.00
41	One cook stove & kessels	4.00
41	One extension table	1.00
41	Flour Chest	25
42	Cake & Amos ware	4.00
43	Fresh Hand & Glass	2.50
44	Block	1.00
45	Organ	25.00
46	Bed & bedding	8.00
47	Trunk & bedding	4.00
48	Chest	1.00
		<u>\$461.55-</u>

Total appraised value of Goods, etc., \$ 461.55-

Total value of Goods taken by Widow, \$ 461.55-

# RECAPITULATION.

Appraised value of Debts, etc., \$ \_\_\_\_\_  
Appraised value of Goods, etc., \$ \_\_\_\_\_

Total appraised value of Personal Estate, \$ \_\_\_\_\_

Total amount of Personal Estate taken by Widow, as shown by Inventory and her receipt hereto attached, \$ 461.55

Signed by us, this 6<sup>th</sup> day of April 1885

Administrator

W. J. Underwood.

Appraisers

Wm. J. Underwood,

per. A. A. Sharp



State of Indiana,

County, sct:

*Hammonds* and *Jas. A. Sharp*  
W<sup>rs</sup>. *Wm. A. Underwood* of the personal estate of *John D. Flynn*  
deceased, late of said County and State, that may be exhibited

to us, at its fair cash value.

*Wm. A. Underwood*  
*Jas. A. Sharp*  
day of *April* 188*8*  
*W. P. Underwood*

State of Indiana, *Hammonds*

County, sct:

The undersigned, Administrator of the estate of *John D. Flynn*  
deceased, late of said County and State, swear that the foregoing Inventory contains a complete statement  
of all the personal estate of said decedent which has come to *us* knowledge, as well as a complete  
statement of the property taken by the widow of said decedent, and the appraisement thereof.

*W. P. Underwood*

Subscribed and sworn to before me, this *13*th day of *April* 188*8*

*Wm. Coleland*, Clerk

Circuit Court *Hammonds* County.

WIDOW'S RECEIPT.

RECEIVED OF

*William A. Underwood*

Administrator of the estate of my deceased husband *John D. Flynn*

the items and articles mentioned in the foregoing Inventory as charged to and selected by me, and the

appraised value of which, as shown by said Inventory, amounts, in the aggregate, to the sum of

*Four Hundred and sixty one* Dollars and *8-5-* Cents.

Dated, *April 16* 188*8*

WITNESS:

*Virginia M. Flynn*

Adm<sup>r</sup>'s ESTATE

INVENTORY

Appraisement of Personal Estate.

*J. S. Hylton*  
No. *8, Sample 60220*

Recorded in Inventory Record No. \_\_\_\_\_  
Pages \_\_\_\_\_  
Filed *April 17* 188*8*  
Clerk *Wm. Coleland*

NOTE.—All dates, names in action, etc., must be inventoried separately from goods, chattels, etc., as indicated in Inventory. Each item must have a copy of Inventory.

Wm. B. Burdick, Printer, Indianapolis.



JOHN D. FLYNN

ESTATE

1888

HENDRICKS COUNTY, INDIANA