

The original probate files of Hendricks County, some from as early as 1823, are very fragile and are in storage. You are encouraged to use these digital images instead of seeking the originals as they are as complete, and more readable in many cases, than the originals.

SIMON T. HADLEY

DEBT

1848

HENDRICKS COUNTY, INDIANA

The President & Trustees
of the Town of Danville
25

Simon J Hadley

Debt
Demand . \$600

upon the filing of a
process by the plaintiff on the 6th day of June
1848 a summons issued against the said defendant
to Joseph Schiller constable made returnable on
Saturday the 17th of June (inst) at the hour of
ten o'clock A.M. on the 13th the plaintiff filed
their declaration in the case subjoined.

issued at the instance of the plaintiff for Thomas
Nichols Henry Miller and Allen Hess as
witnesses for plaintiff and the said Joseph
Schiller made return thereof on the 17th (inst)
as directed served on the 13th June 1848

to wit on the said 17th day of June 1848 the
defendant Simon J Hadley appeared and filed
his affidavit for change of venue which
was granted and sent to James Dugan a justice
of the peace of Samuel Melogue a justice of the

peace of Henderson's County do certify that the
foregoing is a full true and perfect transcript
of the proceedings had before me in the above
intituled case ~~that the 17th of June~~ given under
my hands and seal this the 17 day of June
1848

Samuel Melogue J.P.

The President or Trustees
of the Town of Townville.

~~James B. Hadley~~
Certified Transcript

Justice fees \$1.50

Lawyer fees \$1.00

Pay or by the 25th day of December next
we or either of us promise to pay Joseph I. Coffin & Simon
T. Hadley or order Thirteen Dollars for value received
with Interest from date March 16th A.D. 1846

No 127

J. S. Ensminger

Robert M. Nye

Robert M. Nye
Robert M. Nye

Received on this note one Dollar
in exchange of fawns March 26th 1866

Crookston
and McGe

\$13.00

No. 127.

Dr

By

\$15-

Hamoville May 25 1864



One day after date I promise to pay to

H. W. White

or order,

Fifteen

100 Dollars,

Value received, without any relief whatever from Valuation or Appraisement Laws.

No. A 130

Due

STEWART & BOWEN, BOOKSELLERS, Indianapolis.

John H. Ogden

✓
John J. Ogden

No. 130.

✓
John J. Ogden
\$15.00

Wm. A. Smith

On or before the first day of September next I
promise to pay Simon T. Hadley or order Ten Dollars
in in beef cattle (Bulls excepted) or in ~~stock~~ hogs
weighing not less than seventy five pounds each to
be valued at the common selling price of the Country
March 14th 1846

No 103

For your Thos. Long

5th 11th March 1838

\$9⁰⁰/₁₀₀

Twelve months after date Me or either of
us promise to pay Harmon God & John Perry, Executors
of the Estate of William God dec^d. Nine

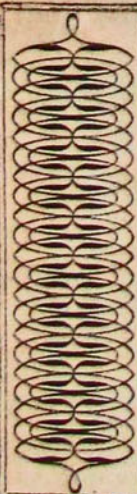
Dollars and

Six

Cents Value Received.

N^o 104

Owen Chamney
Henry Bray



\$26.13

Danville, Jan'y 2.

1860

One day after date ~~me~~ promise to pay to
the order of Hadley, Mess & Co

Twenty Six ³/₁₀₀ Dollars.

Value Received, without any relief from Valuation or Appraisement Laws.

N^o 102

Dec 102

W. W. Miller & Co

Augustine
Long
Note
\$10.00
No 103

Augustine Long
Note

No 98
Cousin William
&
Henry Gray
\$9.00

16 of the 1840
received one dollar and
52 cents on the within
note

No 102

M W Miller & Co
\$26.63

The President & Trustees of the Town
of Danville

vs
Simon, J. Hadley

} sett. vs. Before S. Melogue Esq
demand \$10000

Simon, J. Hadley

the above named defendant, on this 17th day of June
1848. Personally appeared before Samuel Melogue
Esq and after first being duly sworn according
to law by the said Samuel Melogue Esq
upon his oath says that he verily believes that he
cannot have a fair and impartial trial of the
above entitled cause before him the said Samuel
Melogue Esq because of the bias and prejudice
against this ^{offense} of him the said Samuel Melogue Esq. Wherefore
he prays a change of venue to

S. J. Hadley

Sworn to and subscribed before me this
17th day of June 1848.

Samuel Melogue J. Deacon

The President & Trustees
of the Town of Souville
vs { Affidavit for a
change of name
Simon J. Hadley

to 1.

~~Wm. J. Hadley~~

State of Indiana
Hendricks County

} Before Samuel Melogue
Esq. a Justice of the Peace
in and for Centre Township
in the County & State aforesaid

The President and trustees
of the town of Danville

vs
Simon J. Hadley

} Debt
demand \$10.00

The above named
Justice will issue a summons in the above
entitled Cause, directed to the proper officer
and make the same returnable according to
law.

George P. Ellis
Atto for self

The President & trustees of
the town of Danville
vs }
Amos L. Hadley

Plaintiff for Writ

Filed in my office
June 6th 1848.
Samuel Melaguer P

N^o 4

We the Jury find for the plaintiff Six dollars
as charged in the declaration. Joseph T. Coffey

We the Jury find for the Plaintiff ~~the defendant~~

[Subpoena.]

STATE OF INDIANA, *Thendrick* COUNTY, SS:
TO ANY CONSTABLE OF *Center* TOWNSHIP — GREETING

Summon *James Baker Davis* a Justice of the Peace of said
to appear before me, *James Ougan* day of *June* at *1*
county, at my office therein, on the *18*
o'clock, *A* M., to testify in a suit wherein *the president & trustees of the*
is plaintiff, and *Simon T Hadley* defendant, on behalf of said
and this shall not omit under the penalty of the law.
Of this writ make service and return.
Given under my hand and seal this *17* day of *June* 184*8*
James Ougan J. P. [SEAL.]

State of Indiana, *Thendrick* County, ss. To *Joseph S. Miller* Con-
stable of *Center* Township, Greeting: You are hereby commanded to Summon

Thomas Nichols and Henry Miller
To appear before me, *Samuel Meloyne* a Justice of the Peace for
said Township, at my office therein, on the *17th* day of *June* 184*8*

AT *10* O'CLOCK, *A* M. to testify in a suit, wherein *The president and trustees of the town of Danville*
is Plaintiff and *Simon T Hadley*
is Defendant in behalf of the *Plaintiff*

And this *they* shall not omit, under the penalties prescribed by law. And of this writ make
due service and return. Given under MY HAND AND SEAL, this *12th*

DAY OF *June*

1848 *Samuel Meloyne*

JUSTICE OF THE PEACE.



State of Indiana, *Thendricks* County, ss. To *Joseph S. Miller* Con-
stable of *Center* Township, Greeting: You are hereby commanded to Summon

Simon T Hadley
To appear before me, *Samuel Meloyne* a Justice of the Peace for said
Township, at my office therein, on the *17th* day of *June* 184*8*
at *10* o'clock, *A* M. on said day, to answer *The President and Trustees*

of the Town of Danville OF A PLEA OF *Debt*

not exceeding *Demand Ten* Dollars. And of this Summons make
due service and return. Given under my hand and Seal, this *the 6th*

day of *June*

1848 *Samuel Meloyne*
JUSTICE OF THE PEACE.



the President and Trustees
of the Town of Danville

24

Simon & Hadley
Suckman & Co

Samuel W. Hays
John B. Baker

David Stutzman

John B. Baker 24

on the 14th 1848
on the 19th 1848
by a day to the
in making the
back and
for the 1848
the 1848
the 1848
the 1848

Came to hand June 12th 1848
Served the same day
by A. Corang to Dan
Joseph Miller
Court

Loring 25
Return 5
3

Justice fees 25

No 4

Summons for witnesses
John B. Baker
Thomas Miller
Henry Miller

The President and Trustees of
the Town of Danville
185
Simon & Hadley

Came to hand June 7th 1848
Served the same day by Reading
as I am commanded

Loring 25
Return 5
3

Joseph Miller
Court

Summons in Debt
Simon & Hadley
10.00
25
25

The President and Trustees of
the Town of Danville
185
Summons in Debt
Simon & Hadley

No 4

President and Trustees

vs
S. T. Hadley

Debt

The Justice of the peace will
issue a subpoena for Debt for James H. Hays
John Baker and David Stuteman

S. T. Hadley

State of Indiana
Hendricks County

Before Samuel McLogan Esq Justice
of the Peace in and for center
township in the County and State
aforesaid

The president and trustees of
the town of Danville

vs
Simon T Hadley

Debt

Demand 6.00

The above named Justice will
issue a Summons in the above entitled Case
directed to the proper officer and make the
same returnable according to law

George Pelligry
Atty for Plff

Tenures

as

J. T. Hadley

Receipt

for

McIntosh

The President & trustees of
the town of Danville

VS

Simon T Hadley

Receipt for rent

Filed in my office
June 12th 1898

Samuel McHenry

No 7

The President, & Trustees of the
Lawer of Danville

vs
Simons, J. Hadley.

Sett No 2. Before S. Melogue Esq
demand \$6000⁰⁰
Simons, J. Hadley

the above named defendant, on this 17th day of June
1848, personally appeared before Samuel Melogue Esq
and after first being by him duly sworn according
to law, upon his oath says that he verily believes
that he cannot have a fair and impartial trial
of the above cause before the said Samuel Melogue
Esq. because of his the said Samuel Melogue's
bias and prejudice against this affair in
said cause. Wherefore he prays a change
of venue in said cause. &c

J. J. Hadley

Sworn to and subscribed before me this
17th day of June 1848.


Samuel Melogue J. Deacon

The President & Justices
of the Town of Danville
vs }
Simon J. Hadley


vs 2

Affidavit for a change
of venue


State of Indiana, *Hendricks* County, ss. To *Joseph S Miller* Con-
stable of *Center* Township, Greeting: You are hereby commanded to Summon

Simon J Hadley
To appear before me, *Samuel Melogue* a Justice of the Peace for
said Township, at my office therein, on the *17th* day of *June* 1848
at *12* o'clock, M. on said day, to answer *The President and trustees of*
the town of *Danville* OF A PLEA OF *Debt*
not exceeding *Six* Dollars. And of this Summons make
due service and return. Given under my hand and Seal, this *12th*
day of *June* 1848 *Samuel Melogue* JUSTICE OF THE PEACE. 

State of Indiana, *Hendricks* County, ss. To *Joseph S Miller* Con-
stable of *Center* Township, Greeting: You are hereby commanded to Summon

Thomas Nichols and Henry Miller
To appear before me, *Samuel Melogue* a Justice of the Peace for
said Township, at my office therein, on the *17th* day of *June* 1848
AT *10* O'CLOCK, A M. on said day, to testify in a suit, wherein *The President and*
trustees of the town of Danville is Plaintiff and *Simon J Hadley*
is Defendant in behalf of the Plaintiff
And this *they* shall not omit, under the penalties prescribed by law. And of this writ make
due service and return. Given under my HAND AND SEAL, this *12th*
DAY OF *June* 1848 *Samuel Melogue* JUSTICE OF THE PEACE. 

State of Indiana, *Hendricks* County, ss. To *Joseph S Miller* Con-
stable of *Center* Township, Greeting: You are hereby commanded to Summon

Allen Hoess
To appear before me, *Samuel Melogue* a Justice of the Peace for
said Township, at my office therein, on the *17th* day of *June* 1848
AT *10* O'CLOCK, A M. on said day, to testify in a suit, wherein *The President and*
trustees of the town of Danville is Plaintiff and *Simon J Hadley*
Allen Hoess is Defendant in behalf of the Plaintiff
And this *you* shall not omit, under the penalties prescribed by law. And of this writ make
due service and return. Given under my HAND AND SEAL, this *14th*
DAY OF *June* 1848 *Samuel Melogue* JUSTICE OF THE PEACE. 

The President and trustees
of the town of Danville
1848
Simon J. Hallley
Summons in Debt
Demand \$6.00
Justice fees 25-
\$6.25-

Came to hand June 13th 1848
Served the same day by Reading
As within I am Commander
Serving 24-
Return 5-
30- John S. Miller
Capt

No 7

Came to hand June 12th
1848 Served the same day
According to law

Serving 24-
Return 5-
30-

No 7

The President and trustees
of the town of Danville
1848
Simon J. Hallley
Subpoena for
Witnesses
Thomas Nichols
Henry Miller
Justice fees 25-

No 8
Came to hand
June 14th 1848 Served
the same day by
Reading, As Commander
Serving 19.40
Return 5-
24.40
No 8

The President and
trustees of the town
of Danville
1848
Simon J. Hallley
Subpoena for
Witnesses
Allen Hobbs
Justice fees 25-

State of Indiana } Before Samuel Melogue Esq. a
Hendricks County } Justice of the Peace in & for the town
of Danville in the County aforesaid

The President & trustees of the town of Danville.

Plaintiffs in this suit, by George S. Ellis their attorney
Complain of Simon J. Hadley defendant in this suit of a
plea of debt, that he renders unto them the sum of
ten dollars which he justly owes to, and unjustly
detains from the said plaintiffs. For that whereas the said
plaintiffs by virtue of an act of the Legislature of the
State of Indiana, entitled, "An act to incorporate
the town of Danville in Hendricks County?" Approved
February 11th 1839, were long before the commencement
of this suit, to wit on the 18th day of June 1839 at the
town of Danville, County & State aforesaid, and from
thence hitherto have remained and continued to be,
a body Corporate and politic with perpetual succession
by the name and style of "The President & trustees of the
town of Danville?" And as such body corporate and
politic, from thence had, and still now have full power
and authority both in law & equity to sue and be sued,
plead, and be impleaded, answer and be answered unto,
defend and be defended in any court of competent jurisdiction,
And to make, ordain, establish & put into execution, and
carry into effect such by laws, Ordinances & regulations
necessary and proper for the benefit and convenience and
good government and police of said town of Danville.

And whereas also the said President and trustees had on the
said 18th day of June 1839 at the town, County & State
aforesaid, and from thence hitherto have continued to
have full power & authority by virtue of the act of in-
corporation aforesaid, to keep in repair, all necessary
streets, alleys and drains, and to pass regulations necessary
for the same agreeably to the plan of said town, and generally

to enforce by proper penalty, the observance of all laws and Ordinances relative to the police and government of said town of Danville. And whereas the said President and trustees aforesaid, heretofore, to wit, on the 27th day of January in the year 1848 did make, ordain and establish, pursuant to the provisions of the Act of incorporation aforesaid, a certain law or Ordinance, whereby it was then and there Ordained, that each and every person then having any street or alley or other public ground enclosed, fenced up, or otherwise obstructed, should be, and they, and each of them were thereby then and there required to open, or cause to be opened, according to the original plan of said town of Danville, and every such obstruction to be removed on or before the first day of June in the year 1848. And whereas also it was further Ordained by the President & trustees aforesaid, in and by the Ordinance aforesaid, that every person having any street alley or other public ground enclosed, fenced up, or otherwise obstructed as aforesaid, who should fail, neglect or refuse to open the same or cause the same to be done, and such obstruction to be removed as aforesaid, as required by the Ordinance aforesaid, should forfeit and pay to the said President & trustees of the town of Danville the sum of five dollars for the sole use and benefit of the Corporation aforesaid: And also the further sum of one dollar for every twenty four hours any such street, alley or other public ground should remain so incumbered or obstructed from and after the said first day of June 1848. All of which was duly Ordained, established and published according to the provisions of the Act of incorporation aforesaid, and then and there became and was a law & Ordinance of said town, and so remained & continued to be a law & Ordinance from thence hitherto, in full force and virtue, and still now

is a law and Ordinance of said town of Danville in full force and effect. And whereas the said defendant heretofore town, on the 27th day of January in the year 1848. In the said defendant then and there being in the quiet & peaceable possession of Blocks numbered One & Sixteen in the said town of Danville, had the alleys running ^{and so much of Clinton Street as lies West of Kentucky Street} through each of said Blocks, then and there enclosed, fenced up and obstructed, by divers large quantities of Boards, plank, rails, posts logs & wood in and across the said street and alleys put and placed, so as to make & render the said street & alleys, to wit, so much of Clinton Street as lies West of Kentucky Street, and the alley running through the center of said block No One from Clinton Street North to the alley on the North side of said town, and the alley running from Kentucky Street West through the center of said block One to the alley on the West side of said block. And also the alley running ^{North} from Main to Clinton Street through the center of said block No Sixteen and the alley running from Kentucky Street ^{West} through the center of said block Sixteen. altogether impassible for either man or beast, and has so continued to have and keep the said street and alleys enclosed, fenced up and obstructed as aforesaid, from the said 27th day of January 1848 until the the Commencement of this suit, to wit, until the 6th day of June 1848. Contrary to the laws of the State of Indiana, the Charter of incorporation and the Ordinance aforesaid.

And the plaintiff, aver that the street & alleys aforesaid were surveyed & located as such street & alleys in and by the original plan & location of the town of Danville, and that said defendant has wholly

failed, refused and neglected to open or cause to be
opened the Street and Alleys aforesaid, and or before
the first day of June 1848 or to open or cause the
same to be done at any time before the com-
mencement of this suit. Nor has the said defendant
at any time paid the said sum above demanded
or any part thereof, though often requested so to
do wherefore, and whereby an action hath
accrued to the said plffs to demand and have
of and from the said defendant the said
sum of five dollars the forfeiture aforesaid
besides also the sum of five dollars for the
keeping said Street & Alleys enclosed, fenced
up & so obstructed as aforesaid from the said
first day of June 1848 until the 6th day of
the same month, being fully five days, making
together the sum of ten dollars. Wherefore
this suit is brought.

George T. Ellis
Atty for Plffs

The President & Trustees
of the town of Danville
1845

Simon T. Hadley

Marr in Debt
Demand \$10.00

Filed in my office
June 13th 1845
Samuel Melogue J.P.

1845.

State of Indiana } Before Samuel McLogan Esquire
Hendricks County } a Justice of the Peace in the town of
Danville County and State of Indiana

The President and trustees of the town of Danville
Plaintiffs in this Suit by George Pells their attorney
Complaine of Simon T. Haggler defendant in this suit ^{that he received from the said plaintiff the sum of Six dollars which he}
^{of a piece of Debt &c.} For that whereas the said plaintiff
by virtue of an act of the Legislature of the State of
Indiana entitled "An act to incorporate the town of
Danville in Hendricks County" approved February 11th
1839 were long before the commencement of this Suit
to-wit on the 18th day of June 1839 & from thence
hitherto have remained & continued to be a body corpo-
-rate and politic with perpetual Succession by the name
and Style of the President and trustees of the town
of Danville" and as such body corporate and politic
from thence had and now have full power and auth-
-ority both in law and Equity to sue & be sued, plead
and be impleaded, answer & be answered unto defend
and be defended in any Court of competent Jurisdi-
-ction, and to ordain establish and put into execution
and carry into effect such by laws ordinances and Reg-
-ulations necessary and proper for the benefit and
Convenience and good government and police of
said town of Danville And whereas also the
said President and trustees had on the said 18th
day of June 1839 and from thence hitherto have continued
to have full power and authority by virtue of the act
of incorporation aforesaid to keep in repair all neces-
sary Streets Alleys & drains and to pass regu-
lations necessary for the same agreeable to the plan
of said town and generally to enforce by proper
penalty the observance of all laws and ordinances rela-
-tive to the police and government of said town of
Danville And whereas the President and trus-
tees aforesaid heretofore to-wit on the 27th day of

January in the year 1848 did make ordain and establish pursuant to the provisions of the act of incorporation aforesaid, a certain law or ordinance whereby it was amongst other things ordained that each and every person having any street or alley or other public ground enclosed fenced up or otherwise obstructed should be and they ~~and~~ each of them were required to open or cause the same to be done according to the original plan of said town of Danville and every such obstruction to be removed on or before the first day of June in the year 1848 And whereas also it was further ordained in and by the ordinance aforesaid that every person having any street alley or other public ground enclosed fenced up or otherwise obstructed as aforesaid who should fail neglect or refuse to open the same or cause the same to be done and such obstruction to be removed as aforesaid as required by the ordinance aforesaid should forfeit and pay to the said President and trustees of the said town of Danville the sum of five dollars for the sole use and benefit of the Corporation aforesaid. And also the further sum of one dollar for every twentyfour hours any such street alley or other public ground should remain so incumbered or obstructed from and after the said first day of June 1848 All of which was duly ordained established and published according to the provisions of the act of incorporation aforesaid and became and was a law and ordinance of said town and so remained and continued to be from thence hitherto and still now is a law and ordinance of the said town of Danville. And whereas the said Deft heretofore "twit" on the said 27th day of January in the year 1848 he then being in the full ^{and actual} possession of of ~~lot~~ ^{lot} numbered one and sixteen in the said town of Danville had the alleys running through said blocks and so much of Clinton Street as lies west of Kentucky Street then and there

enclosed fenced up and obstructed by divers large quantities of Boards, plank, Rails posts logs & wood in and across the said Street and alleys put and placed so as to make and render the said Street and alleys to wit so much of Clinton Street as lies west of Kentucky Street and the Alley running through the center of said Block No one from Clinton Street north to the alley on the North Side of said town and the Alley running from Kentucky Street west through the center of said Block one to the Alley on the west Side of said Block and also the Alley running north from Main to Clinton Street through the center of said Block No sixteen and the Alley running from Kentucky Street west through the center of said Block No sixteen all together impassable for either man or beast and has so continued to have and keep the said Street and alleys enclosed fenced up and obstructed as aforesaid from the said 27th day of Jan'y 1848 untill the Commencement of this Suit to wit, from the 6th of June 1848 untill the 12th of June 1848 inclusive Contrary to the laws of the State of Indiana the charter of incorporation and the ordinance aforesaid. And the plaintiffs aver that the Streets and alleys were surveyed and located as such Streets and alleys in and by the original plan & location of the town of Danville and that said defendants failed refused and neglected to open or cause to be opened the Streets and alleys aforesaid on or before the sixth day of June 1848 or to open or cause the same to be done at any time before the Commencement of this Suit.

Now has the said defendant at any time paid the said sum above demanded or any part thereof though often requested so to do wherefore and whereby an action hath accrued to the said plaintiffs to demand and have of and from the said Defendant the

to 2,

The President & trustees of
the town of Danville

VS

Simon F Hadley

"

Now in Debt

Demand \$6.00

Filed in my office

June 17th 1848

Samuel M. May Jr

The State of Indiana Hendricks County, ss.

I Simon J. Hadley of the County of Hendricks Indiana do hereby Mortgage assign over and transfer Wm. Darnall Commissioner of the school Lands in the County of, Hendricks and his successors in office for the use of Congressional Township N^o Fifteen North of Range One West the following described Land, to wit: The West. half of the South East quarter of Section Four in Township Fifteen North of Range one West to secure the payment of Two hundred and Eighty Dollars in Three years from date with nine per cent Interest thereon payable in advance annually & I do agree that said Land and all my little Interest and claim therein may be exposed to sale if any part of such principal and interest or of either of them be not paid at the time the time the same or either of them or any part thereof shall become due as herein stipulated or within sixty days thereafter for the payment of all the principal and interest in arrears with five per centum damage thereon and all costs. And I hereby acknowledge myself bound for the payment of any deficiency in the amount of principal Interest and costs and after such sale to be recovered by such commissioner or his successor in office by action of Debt in any Court of competent Jurisdiction.

In witness whereof I have hereunto set my hand and seal this 21st day of March A.D. 1840

S. J. Hadley *Ecce*

The State of Indiana Hendricks County, ss.

Before me Wm. Darnall school Commissioner of the County aforesaid personally came Simon J. Hadley the above named Mortgager and acknowledged the above mortgage to be his act and deed for the use and purposes therein mentioned.

Given under my hand and seal this 21st day of March A.D. 1840

Wm. Darnall

Ecce

School Commissioner of Hendricks County

I Lewis T. Hadley solemnly swear that
the within named Land has been paid for to the
United States and that there is no other claim
or lien on said Land and that the Right title
title is in me

L. T. Hadley
Sworn to and subscribed before me this 21st
day of March AD 1840 Wm. G. Somers J.C.

J. T. Hadley

I William Mc Hess Auditor in and for the
County of Hendricks, State of Indiana, hereby
certify that N. T. Hadley, Ex of the Estate of Junior
T. Hadley decd. has this day filed in my Office
the receipt of the Treasurer of said County, No. 124-120
for the sum of Two hundred and ninety five dollars
and three cents \$295.03 " Being the amount of the Principal
and the Interest due on the within mortgage at
this date. Witness my name this 27th day of December 1872
William Mc Hess A.S.C.

1840
J. T. Hadley
L.
Mortgage

15. 1. w

No. 120

No. 120

\$282.00

\$295.03

Dec. 27 1872

Simon J. Hadley

ads
The President & Trustees
of the Town of Danville

And the said Simon
J. Hadley, comes and defends the wrong
and injury where to and says that the
~~Pl~~ ought not to be charged here and maintain
his action thereof against the said defendant
because he says that the streets and alleys
in the said course of action mentioned
were not opened and worked within
six years from the time of laying off the
said Town of Danville to wit from
and after the 20th day of Octr 1824
and this he is ready to verify wherefore
he prays Judgment, &c

And for a further plea
in this behalf the said Simon J. Hadley
says action now because he says that
there are neither streets nor alleys in
the said block ~~mentioned~~ in the said
course of action mentioned and
this he is ready to verify wherefore
he prays Judgment, &c

And for a further
plea in this behalf the said Simon J. Hadley
says action now because he says that the said
block in the said course of action of action
mentioned and the streets and alleys therein
supposed to be now is closed up and in
cultivation and have been for a long
time to wit for fifty years. This was
immediately before the commencement
of this suit and this he is ready to verify
wherefore he prays Judgment, &c

And for a further plea in this behalf said Simon J. Hadley says actio non. Because he says that the said blocks together with the supposed streets and alleys were laid out and designated upon the Plat of the Town of Danville in the year 1824 and have not been opened and worked from that time up to the time of commencing this suit, and now are closed and fenced up and are in cultivation and have been for a long time to wit for fifteen years, and this he is ready to verify. Wherefore he prays Judgment &c. And for a further plea in this behalf said Simon J. Hadley says actio non. Because he says that the ordinance set out in this said cause of action is in violation and contravention of the Statute laws of the State of Indiana, and this he is ready to verify. Wherefore he prays Judgment,

And for a further plea in this behalf said deft says actio non. Because he says that the said President and trustees of the Town of Danville have long since ceased to be a body corporate & politic and this he is ready to verify. Wherefore he prays Judgment &c.

And for a further plea in this ^{behalf the said} defendant says actio non. Because he says that the supposed streets & alleys in the course of action mentioned were designated upon the Plat of the Town of Danville on the day of October 1824 and were not opened and worked for six years thereafter, nor from thence hitherto, and have been in closed & in cultivation for a long time to wit for sixteen years before the commencement of this suit.

and now one closed and in cultivation
by this deft. and because of an act of the Legislature
the supposed streets and alleys are the property of
the County of Hendricks and not the property
of the President & Trustees of the Town of Danville
and thus the said defendant is ready to say
Wherefore he prays Judgment,

Simon T. Hadley deft

481

Simon S. Hudley

as

The President and
Trustees of the Town
of Sauvilld

~~P~~ - Pleas in
Lor. & V

filed in my office
June the 24th 1848
James Dugan

at the Court at Valley Forge
before a Justice of the
Peace & Trustees of the Town of
Valley Forge

And the
said defendant comes and defends the
wrong and injury where he says
action none. Because he says that the struts
and alleys in the said blocks in the said
course of action mentioned, were not opened
and worked within six years from and
after the time the same were laid out
and this he is ready to verify wherefore
he prays Judgment &c

And for a further
plea in this behalf said deft. says action
none. Because he says that the said supposed
struts and alleys in said course of action
mentioned, have not been opened and
worked for a long time to wit for fifteen
years, but have been closed up and
in cultivation during all that time and
now are in cultivation and closed
up by this deft. as he had a right to do and
this he is ready to verify wherefore he prays
Judgment &c

And for a further plea in this behalf
said deft. says action none. Because he says
that the ordinances set forth in said course
of action is in violation and contravention
of the Statute laws of this State and this he is ready
to verify wherefore he prays Judgment &c

And for a further plea in this behalf said
defendants say actio non because he says
that the streets and alleys in the said canal
of actors mentioned have not nor have either
of them been opened and worked within
six years previous to the commencement
of this suit. But have been closed up and
in cultivation for sixteen years previous
to this time and are now closed up and
in cultivation by the deft. and this he is
ready to verify. Therefore he prays Judgment.

and for a fourth and further plea in this
behalf said deft. further says a etio more because
he says that ^{there} is not at this time nor was there
at the time this suit was commenced, a board
of trustees for the Town of Danville and
became the charter creating said Board
of Trustees has been forfeited, and this
he is ready to verify wherefore he prays
Judgt. &c.

J. S. Hadley deft

10 21.

S. J. Hadley
at { to please in
bar

The President &
Trustees of the Town
of Danville

The Presidency & Trustees of
 the Town of Danville }
 Simon J Hadley }

Debt
 Demande \$10.00

upon the filing of a
 process by the plaintiff on the 6th day of June 1848
 a summons issued against the said defendant
 Joseph Schiller Constable made returnable on
 Saturday the 17th of June 1848 at the hour of Ten
 o'clock A.M. on the 13th the plaintiff filed there
 declaration in the case a Subpoena issued at
 the instance of the plaintiff for Thomas Nichols
 Henry Miller and Allen Hobb as witnesses for
 plaintiff and the said Joseph Schiller made
 return thereof the 17th of June 1848 as directed
 served on the 7th of June 1848 to wit on the said
 17th day of June 1848 the defendant Simon J Hadley
 appeared and filed his affidavit for a change of
 venue which was granted to ^{Justice} James Dugan Justice
 of the peace of Samuel Melogue a Justice of the peace
 of Bondick's County do certify that the foregoing is
 a full true and perfect transcript of the proceedings
 had before me in the above intitled case
 given under my hand and seal this the 17th
 of June 1848

Samuel Melogue J.P.

The President & trustees
of the Town of Danville

¹⁵
~~James~~ J Hadley -
falsified transcript

Joosts fees \$140

Joost fees 47

filed in my office
June 14th 1845

J Dugan & Co
continued till the
19th of June 1845

J Dugan & Co
continued till the
21st Day of June
1845 J Dugan & Co

SIMON T. HADLEY

DEBT

1848

HENDRICKS COUNTY, INDIANA