

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.

JAMES NEAVILLE

GUARDIANSHIP

1879

HENDRICKS COUNTY, INDIANA

No. 107

No 2 / 3d

HENDRICKS COMMON PLEAS COURT.

PROBATE.

GUARDIANSHIP OF

James Seaville
Unsound Mind

F.B. 4 / 450

Michael Higgins Guardian.

June 6th

1877

Guardian's Atty.

State of Indiana Decideds Court
In the Circuit Court
June Term 1849

Ex Parte
James Deville

Joseph Allison represents
to the Court that James Deville
a resident of Decatur County,
and State of Indiana - is a
person of sound mind and
incapable of managing his
own estate.

Jo Allison

Ex Parte
James Kraville

Petition for
Injunction
Alimony

Filed June 2, 1879
J. M. Smith Clerk

W. Williams, Clerk of the District Court,
County, under the direction of the Court, hereby
does, read and every material allegation
in the within Complaint, and so that
the intent of said defendant may be
as properly protected. J. M. Smith Clerk

Joseph Allison

vs

James Keaville

Verdict

Filed June 2, 1879

Wm D. Smith clk

He the Jury find that James
Merrill is a resident of
Hendrick County and State of
Indiana and a person of unsound
mind and incapable of attending
to his own business

Geo L Dingus
Foreman

State of Indiana, Hendricks County, ss:

swears that I am worth over and

above my indebtedness the sum of
Dollars as I believe. So help me God.

Subscribed and sworn to before me, this _____ day

18__

Clerk Hendricks Circuit Court.

GUARDIAN OF

James Seaville

unsound mind

GUARDIAN'S BOND.

\$ 2700.⁰⁰

John L. McCosken

Sureties.

Filed in Open Court
June 6. 1879 *Jm. Shaw*

Clerk.

Indianapolis Journal Company, Printers.

R 1176



Michael Higgins and John T. Mcoun

are bound unto the **State of Indiana** in the sum of
Twenty seven hundred
 Dollars, for the payment of which we bind ourselves, jointly and severally, firmly by
 these presents.

Scaled and dated this, the *6th* day of *June*, 1879

If the above bound *Michael Higgins*
 will faithfully discharge his duties as Guardian of the person and
 property of *James Nevils* a person of
unsound mind

~~minor heir of~~

~~deceased~~, then the above obligation is to be void, else to remain in force.

Michael Higgins
John T. Mcoun



Approved
 the *6th* day of *June*, 1879

J. E. Adams
 Judge C. C. C.

Clerk of Hendricks Circuit Court.

STATE OF INDIANA, }
 HENDRICKS COUNTY, } SS:

I, Michael Higgins swear that I will honestly
 and faithfully discharge the duties of my trust as Guardian of
James Nevils a person of *unsound*
mind

~~minor heir of~~

~~deceased~~, according to law; so help me God.

Subscribed and sworn to before me, this *6th* day of *June*,
 1879

Michael Higgins
John T. Mcoun

Clerk of Hendricks Circuit Court.

State of Indiana, Hendricks

County, ss:

J. Michael Higgins

Guardian of the ~~estate~~

~~estate of~~ James Hewitt a person of unsound mind, ~~deceased~~ means that the foregoing is a true and complete Inventory of all the estate belonging to said ~~deceased~~ ^{James Hewitt} which have come to my knowledge.

Michael Higgins

Subscribed and sworn to before me this 17 day of June 1879
J. M. Higgins
Clerk.

HEIRS OF

James Hewitt of
Unsound Mind
~~DECEASED.~~

Michael Higgins
GUARDIAN.

Hendricks Circuit Court

INVENTORY.

Filed June 17, 1879
J. M. Higgins
Clerk.

Braden & Burford, Printers, Indianapolis, Ind.

GUARDIAN'S INVENTORY.

An Inventory and appraisement of the Property belonging to
James Nevills a person of unsound mind

made by *Michael Higgins*, Guardian of said ~~minor~~ ^{deceased} ~~minor~~
 on this *17* day of *June* 1879

DR.

CR.

1 Certificate of deposit on
 the 1st National Bank of Danville Ltd
 dated June 22, 1872, calling for
 specie as follows \$197.⁰⁰ Gold and
 273⁰⁰ in silver, part of which silver
 to wit \$98⁰⁰ is in foreign coins
 and its value uncertain.

470

2 Certificates of deposit on the Dan-
 ville Banking Company of Danville,
 dated Sept. 25th 1878. one calling for
 200⁰⁰ and the other calling for \$300.⁰⁰

230

1 ^{signed} note by A. Whitenack dated Jan'y 23, 1879
 calling for 40⁰⁰ due at one day with
 ten percent interest with a credit
 April 10th 1879. of \$4³⁵/₁₀₀

35 65

1 one-horse buggy

50 00

Part of the Northwest quarter, the
 East half of the Southwest quarter
 the North west corner of the west half
 of the Southeast quarter in Section
 24, Township 16. North of Range
 two west. 240⁰⁰ acn of the probable
 rental value per annum of

360 00

James H. Neaville
VS

Michael Higgins
Guardian

Petition to remove
Guardian

FILED

JAN
3
1880

Wm. L. Smith
CLERK

Campbell

State of Indiana } In the Hendricks
Hendricks County } Circuit Court

Jan. Term 1880

In the matter of the Guardianship
of James ~~Heaville~~ Heaville, (Insane)

To the Honorable Joshua G
Adams Judge of said Court

The undersigned represents and
states on oath that he is a Grand-
son of said James Heaville - That
said Heaville has no children
or child living - That said Heaville
is now residing with affiant and
has so resided with him for more
than five years - and for the past
four weeks has been quite sick
needing constant care and at-
tention - That during the period
of his sickness this affiant has
had the care of said Ward and
that his Guardian Michael Higgins
gave him no attention until
the 28th day of December when
he called on to see him -
Your Petitioner further shows

that said Higgins has neither paid
or offered to pay anything for the
care and keeping of said Ward ^{and declines} ~~or~~
to make any contractor promise
concerning the same.

He further shows that said Guardi-
an has since his appointment com-
menced and prosecuted a suit
against the undersigned and in
favor of said Ward, thereby put-
ting both affiant and said Ward
to great trouble and expense and
without just cause -

That in such suit this affiant re-
covered a judgment for \$383²⁰
together with about \$75 - costs, none
of which has been paid by said
Guardian, although said Guardian
has in his hands more than suf-
ficient money of his ward to
pay said judgment, and also to
pay ~~in~~ part at least of the current
expenses of the keeping of said ward.

That the Guardianship of said
Ward was wholly unnecessary and

the appointment of said Guardian and
the litigation begun and kept up
by him since his appointment will
cause an expense to the Ward's Estate
and said Affiant
of from \$300 - to \$500 - as affiant believes
wherefore he moves the Court that
said Higgins be removed from
his Guardianship and that he be re-
quired to turn over and account
for all money and assets in his
hands

J H Neville

Subscribed and sworn to before me
this 3^d day of January 1880

Jm Lindall

No. 107

Guardianship of
James Macille a person
of unsound mind

Final Report.

Total Charges	803.19
Total Credits	<u>818.95</u>
Bal	8.76

6 Approved and
affirmed
J. H. Williams

Hardy Hegale & Hale
Attys

In the estate of
James Beaville a
person of unsound
mind.

Hendricks C. C.
March Term 1881

Final Report.

Michael Higgins guardian of James
Beaville a person of unsound mind
makes the following final report in
his trust, to wit:

I am chargeable with the amount of the inventory of personal property	785 65
Int collected	19 54
Total Charges	805 19

I claim credit for the following
sums by me paid out.

<small>Voucher No.</small> 1	John Payne	4 25
2	Shirley & Crabb	18 00
3	Wyatt Osborn	37 87
4	Henry G. Todd	21 00
5	Wm Irwin, clerk	465 23
6	Shirley & Crabb	4 25
7	Nadley & Parker	125 00
8	Wm F. Haynes clerk	15 50
9	See "Statement"	82 85
10	Guardians Bill	40 00
	Total Credits	813 95

Recapitulation

Total Charges	\$ 805.14
Total Credits	813.95
	<u>8.76</u>
Balance due Guardian	

And the said Guardian shows to the court that his said ward has departed this life testate, and that one Joseph Allison has duly qualified as the executor of the last will and testament of said ward; and he asks to be allowed the balance due him as above shown, and that said executor be ordered to pay the same out of the assets of said decedent's estate; And the Guardian asks that this report be approved, and that he be discharged from his said trust.

State of Indiana }
Hendricks County }

Michael Higgins
Guardian of James Brumill being
sworn says that the foregoing is
a full, true and complete report of
all monies and ^{profits which he is chargeable} property, as well
as of all sums paid by him as
said Guardian.

Michael Higgins
Guardian

Subscribed and sworn to before me this 15
day of March 1881. Enock G. Hogate
Notary Public

State of Indiana
Hendricks County

Michael Higgins

Guardian asks credit for the following items in his settlement, to wit:
Said Guardian paid to his said ward to be used at the will of said ward the sum of \$20.00
as shown by the memoranda hereto attached.

Said Guardian shews to the court that he disposed of the foreign coin mentioned in the inventory at a discount of 12.85
the best that could be done with said coin

Said Guardian further says that he is now informed that his said ward was not the owner of the buggy mentioned in the inventory, he having disposed of his said buggy by gift to his daughter-in-law, Elizabeth Kenville, and the said Guardian avers the above information to be true, and he asks credit for the value set on said buggy in the inventory.

And the guardian avers that he ought to have credit for the

50.00
82.85

items above set forth.

Michael Higgins

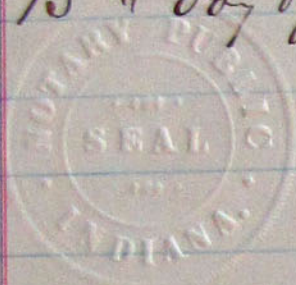
State of Indiana }
Hendricks County }

Michael Higgins

being sworn says that the pre-
going statement is true in substance
and in fact.

Michael Higgins

Subscribed and sworn to before me this
15th day of March 1881, Enoch G. Hogue
Notary Public



"Statement"

Ex. G.

James
Merrill
Rent
37 87
Apr 27 87

J. D. Moody
Rent
7/12 5-00
Apr. 7.

By J. D.
Moody
7/10 5-00

Guardian's Bill

Apr. 11.
744. 00

No 278

TREASURER'S OFFICE,

\$37 87/100

Received of

Michael Higgins, Guardian of James Reville from

87 DOLLARS,

the sum of

in full for second one-half of State, County, School, Township, Special School and Dog Taxes, for the year 1878, on Real and Personal Property, and on the following described Real Estate, to-wit:

DESCRIPTION OF LAND.	Sec.	Town.	Range.	Aeres.	Hund.	Name of Town.	Lot.	Bl'k or Sq.
pt NW 1/4	24	16	2W	134				
SW 1/4	24	16	2W	84				
NW cor 20 1/2 1/4	24	16	2W	6 67				

Wyatt Osborn

Treasurer of Hendricks Co.

Deputy.

#125

Jan'y. 9th 1880

Rec'd, Michael Higgins Guardian
of James Reville from Comptroller
one hundred & twenty five
dollars. being

10⁰⁰ for services in his suit

vs. James A. Reville.

20⁰⁰ for services in placing said
ward under guardianship &

5⁰⁰ for making first report

W. H. & Parker

July 14 1879

Furnished James Reville ten
dollars through W. J. Hadley

Guardians Bill

The Estate of James Reville to
Michael Higgins, Guard Or
to services as Guardian of said
Reville from June 6, 1879, to
March 15, 1880

Michael Higgins

\$10.00

Danville Ind Sept 29/77

Received of Michael Higgins
Guardian of James Neaville
\$18.00 (Eighteen Dollars)
for wages
J. A. Emery & Co.

Rec'd Feb 14th/80 of Michael Higgins,
Guardian of James Neaville Sr, by
the hands of James H. Neaville
Twenty one dollars, in full of my
account for medical services up
to this date Henry G. Todd

Danville Sept 30th/77
Received of Michael Higgins
Guardian of James Neaville
four dollars and twenty five
cents for Boots furnished
the said Neaville.
John Bayne

No.

CLERK'S OFFICE,

\$ 465.²³

Danville, Hendricks Co., Ind.

Jan 9 1860

Received of

Michael Higgins Guardian of

James Neaville Insane person

four hundred & sixty five Dollars and 23 Cents,

in full of principal, interest & costs

of judgment in case of Higgins Guard

of Neaville vs James H. Neaville in Hendricks

Circuit Court

Jm J. J. J.

Clerk.

No.

CLERK'S OFFICE,

\$ 15.50

Danville, Hendricks Co., Ind.

March 15 1861

Received of

Michael Higgins Guardian of

James Neaville insane Mumd

Fifteen Dollars and fifty Cents,

in full of costs

Jm J. J. J.

Clerk.

Danville Banking Co.

ZENO HADLEY, Pres't.
JESSE HADLEY,
ISAAC FERGUSON.N. T. HADLEY, Cash'r.
MORDECAI HADLEY.

Danville, Ind. Sept 20 1879

Recd of Michael Higgins guardian of
James Neaville, five dollars in account
of moneys in his hands belonging to me,James Neaville
mumd

\$4.25

Danville Ind Oct 6th 79Received of Michael Higgins
Guardian for James Neaville sum
Four Dollars and Twenty five
cts for Gaspet

Shiley & Crobb

JAMES NEAVILLE

GUARDIANSHIP

1879

HENDRICKS COUNTY, INDIANA