

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.

BENJAMIN SPENCER

ESTATE

1887

HENDRICKS COUNTY, INDIANA

Disposed of Jan Term 1888

No. 1223

Hendricks Circuit Court.

PROBATE.

ESTATE OF

Benjamin Shucroft
decd.

G. E. & C. D.

Page

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George H. Seearce
Administrator.

Filed January 18th, 1887

Fee Book No.

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Page

53

Thad. S. Adams
Adm'rs Attorney.

State of Indiana, Hendricks County, ss:

George W. Searce being duly Sworn
before the Clerk of the Circuit Court of the County aforesaid, upon Oath says
that

Benjamin Spencer

departed this life in said County, intestate, as Affiant believes, on the
day of _____, 1886; that said Benjamin Spencer
left a personal estate to be administered of the probable value, as he informed
and believes, of nothing Dollars;
and further _____ not.

Signed:

Geo W. Searce

Sworn to and subscribed before me, this 18th day of January, 1887

W. M. McCallum Clerk.

In the Estate of

Benjamin Spencer
DECEASED.

PETITION FOR ADMINISTRATION.

Filed, *Jan 18th* 1887

Wm Mclelland
CLERK.

ADMINISTRATOR'S BOND.

Jas. O. Parker, Printer, Danville, Ind.

KNOW ALL MEN, That we George W Seearce
Thad S Adams
are bound unto the State of Indiana, in the penal sum of One Hundred Dollars, for the payment
of which we jointly and severally bind ourselves, our heirs, executors and administrators.

Sealed and dated this 18 day of January 1887

THE CONDITION OF THE ABOVE OBLIGATION IS, That if the above bound
George W Seearce shall faithfully discharge the duties
of his trust as Administrator of the
estate of Benjamin Spencer deceased, according to law,
then the above obligation is to be void, else to remain in full force.

Geo W Seearce SEAL
Thad S Adams SEAL
SEAL

Approved by me, the 18th day of January 1887
Alexander D. Ayer
Judge Clerk C. C. of Hendricks County.

State of Indiana, Hendricks County:

I, George W Seearce swear that I will faithfully discharge
the duties of my trust as Administrator of the estate of Benjamin
Spencer deceased, according to law; so help me God.

Geo W Seearce
Subscribed and sworn to before me, the 18th day of January 1887
N. R. McClelland
Clerk C. C. of Hendricks County.

State of Indiana, Hendricks County:

I, _____ swear that the personal property of
_____ deceased, is not worth over
_____ dollars, as I believe, and that said decedent
died on the _____ day of _____ 188 ; so help me God.

Subscribed and sworn to before me, the _____ day of _____ 188

Clerk C. C. of Hendricks County.

State of Indiana, Hendricks County:

I, _____ swear that I am worth, over and above
my indebtedness, _____ Dollars,
as I believe; so help me God.

Subscribed and sworn to before me, the _____ day of _____ 188

Clerk C. C. of Hendricks County.

State of Indiana, Hendricks County:

I, _____ swear that I am worth, over and above
my indebtedness, _____ Dollars,
as I believe; so help me God.

Subscribed and sworn to before me, the _____ day of _____ 188

Clerk C. C. of Hendricks County.

George H. Secarce
Administrator *the* Estate
of Benjamin Spencer
To { **BOND**
\$100 ⁰⁰/₁₀₀

THE STATE OF INDIANA.

Thad. S. Adams

Security.

Examined and approved, this

~~day of~~ 18th Jan'y, 1887

Filed January 18th 1887

W. R. M. Clelland
Clerk.

John A. Hayworth }
 as }
 Estate of Benj. }
 Spencer Deced. }
 Hendricks
 Circuit Court
 June Term 1887

The Adminis-
 trator for set off to the Claimant's
 Claim herein says that said
 Hayworth had charge of a
 farm in Morgan County
 Georgia belonging to said
 Decedent, and that he received
 the rents and profits there-
 from during the years 1882-83-
 84 1885 & 1886 which were
 reasonably worth for said time
 the sum of \$350.00 which said
 said Claimant retains in
 his hands and has never
 accounted and is now
 owing said Estate ^{and that there} wherefore
 Defendant asks that said
 sum may be set off against
 any thing that may be due
 the Claimant and that that
 said Estate have judgment for
 the sum of Two Hundred
 Dollars the the residue thereof
 and for all proper relief in
 the premises

Thad S. Adams
 Atty for Estate

It is due the Estate of said the sum of \$536.00 for 134 weeks work well done performed
 by said decedent for the claimant between the 1st day of June 1882 and the 1st day of June
 1886 at the rate of \$4.00 per week.

no 765

John A. Hayworth

vs
Elihu & Benj Spencer
Deed

Set off

FILED

JUN 22 1857

Thos S. Adams
Atty for Adams,

State of Indiana Hendricks County
Hendricks Circuit Court
~~September~~
March Term 1887

George W Seave
Administrator of the
Estate of Benjamin
Spencer Deed
vs

Hizziah Spencer
Hannah Hayworth
Caroline E Kennedy
Mary Hayworth
Sidney Leonard
James Leonard
David Leonard
William Leonard
Emma Leonard
Louis Leonard
Elias Leonard

George W Seave
the duly appointed, qualified and
acting Administrator of the Estate
of Benjamin Spencer Deed
Plaintiff Complainant of the above
named Defendants and says
that Benjamin Spencer died
intestate
in the County and State of Indiana
on or about the 8th day of November
1880 and that at the time of his
death he was the owner in fee simple

and in possession of the following
described Real Estate situated in the
County of Morgan and State of Indi-
ana To wit Beginning at the North
West Corner of the East half of the South
East quarter of Section Nine (9) Town-
ship Thirteen (13) North, Range
One (1) East Thence South Forty
(40) Chains to the South boundary
of said Section - Thence East with
said South boundary 10⁴/₁ Chains
Thence North 30⁰/₂ Chains - Thence
West 1⁶/₆ Chains - Thence North 10
Chains to the North boundary of said
South East quarter Thence
West 8⁷/₆ Chains to the place of
beginning Containing in all Forty
(40) acres more or less - which
land is not susceptible of division
and is of the probable value of
\$500⁰⁰ - And that there are no liens
of any kind against the same that
have come to your Petitioners
knowledge - ^{except about \$100 alling out tax} And that said Ben-
jamin Spencer Dec'd left no
personal Estate whatever, and that
the claimers ^{allowed} against said Estate are
amount to about \$700, and that
there are no funds with which to pay
the same, unless said Real Estate
be sold for that purpose, and that
said Dec'd left surviving him

As his only ann Cyre heirs the
Athena heirs herein viz Kizzier
Spencer, Hannah Hayworth, Corline
E. Kennedy Ed Mary Hayworth chil-
dren of said decedent. And Sidney
Leonard - James Leonard. David
Leonard William Leonard - Emma
Leonard - Louis Leonard & Erna
Leonard. the children of one
Leonard deceased who

was a daughter of said decedent
wherefore your petition prays the
Court that an order be made
authorizing him as such Admin-
istrator to sell the above described
Real Estate for the purpose of raising
funds with which to pay the in-
debtedness of said decedent's Estate
and for all necessary relief in the
premises.

Geo W Secaree

Subscribed & sworn to before me this 21st day
of February 1887

Thos S. Adams
Notary Public

no 762

Madison Circuit Court
September
March Term 1887

George W. Secor
Adm. of Estate of Benjamin
Spencer Deed

(vs)
Elizabeth Spencer
et al

Petition for order to sell
Real Estate to pay debt

Filed July 12th 1887
W. R. M. Chelland
Clerk


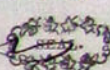
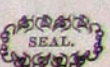
Thad S. Adams
Att. for Deft.

Know all Men by these Presents, That we, George W
Seearce and Thos S Seearce
 are bound unto the STATE OF INDIANA, in the penal sum of
One Thousand Dollars to pay which we jointly
 and severally bind ourselves, our heirs, executors and administrators.

Sealed and dated the 28th day of September, 1887.

The Condition of the above Obligation is, That as the above bound
George W Seearce, Administrator of the Estate of
Benjamin Spencer deceased, has been ordered by the Circuit
 Court of Hendricks County, to sell
 Real Estate of the Decedent

Now, if the said George W Seearce will faithfully discharge
 the duties of his trust according to law, then the above obligation is to be void, else to
 remain in full force in law.

Geo W Seearce 
Thos S Seearce 


Approved the 28th day of September, 1887.

Alexander D. Ayres Clerk
Judge C. C. of Hendricks County.

State of Indiana, _____ County, ss:

I, _____, swear that I am worth, over and above my
 indebtedness, _____ Dollars, as I believe; so help me God.

Subscribed and sworn to before me, the _____ day of _____, 18____.

 Clerk

C. C. of _____ County.

State of Indiana, _____ County, ss:

I, _____, swear that I am worth, over and above my
 indebtedness, _____ Dollars, as I believe; so help me God.

Subscribed and sworn to before me, the _____ day of _____, 18____.

 Clerk

C. C. of _____ County.

Secance Adams
vs
Spencer Fortnes

Administrator's Bond
TO
SELL REAL ESTATE.

Filed *Sept 27th* 18*87*
Wm McClelland Clerk.
Thad Shuman
Attorney.

State of Indiana, Hendricks County.

We, George W. Plunket and John A. Plunket
swear that we will honestly appraise the Real Estate of Benjamin
Spencer deceased, which may be exhibited to us.

George W. Plunket
John A. Plunket } Appraisers.

Subscribed and sworn to, this 28th day of July 1887, before me.

Geo W Seares
Administrator
of the Real Estate of

An Inventory of Appraisment
Benj. Spencer - deceased, and described as follows, to-wit:

Beginning at the North West Corner
of the East Half (1/2) of the South East Quarter
(1/4) of Section Nine (9) Township Thir-
teen (13) North Range One (1) East
Thence South 40 Chains to the South
boundary of said Section Thence
East with said boundary 10 Chains -
Thence North 30⁰⁰ Chains - Thence
West 16⁶⁶ Chains - Thence North
10 Chains to the North boundary of
said Quarter - Thence West 8⁷⁵ Chains
to the place of beginning - Containing
40 Acres More or Less.

and appraised by us at \$ 500.

G. W. Plunket
John A. Plunket } Appraisers.

Administrator's Appraisement of Real Estate.

ESTATE OF

Benj Spencer
Deceased.

Geo. W. Seance
Administrator.

Filed *27* day of *Sept*, 188*7*

A. B. McClelland
Clerk.

State of Indiana Hendricks County
Hendricks Circuit Court
September Term 1887

George W Secarce
Administrator of the
Estate of Benjamin
Spencer Deed -

vs

Kizziah Spencer
Hannah Hayworth
Caroline E Kennedy
Mary Hayworth
Sidney Leonard
James Leonard
David Leonard
William Leonard
Emma Leonard
Louis Leonard
Enos Leonard

Comes now the
said George W Secarce by his Attorney
and produces and files in this
Cause the Affidavit of J. C. Achitree
by which it appears that due and
careful notice of the filing and
pending of this petition to see

Same has been given by publication thereof for three successive weeks in the Hendricks County Republican, a weekly newspaper of general circulation printed and published in Hendricks County, Indiana, which notices were published on the following dates viz - July 14th July 21st and July 28th 1887 the last of said notices being more than 30 days before the first day of the present Term of this Court, A Copy of which notice is filed with said Affidavit,

And said Administrator also produces and files the written Affidavit of George W. Secore showing that at least three Copies of said printed notice were posted in public places in Monroe Township Morgan County and State of Indiana where the Lands proposed to be sold are situated more than 30 days before the

soia first day of the present Term
of this Court, which Affidavit
and Copy of Notice is filed
herewith, Wherefore it is now
Advised and decreed by
the Court that due notice
of the filing and pendency
of said petition has been given
and said Administrator
now files and Inventory and
Appraisment of the Lands proposed
to be sold made by George W
Plunkett & John A Plunkett
two reputable Freeholders and
~~Freeholders~~ Freeholders of the neighborhood
of said Lands, showing that
said Lands are appraised
at \$500, and now upon the
plaintiffs motion the Defendants
Kizziah Spencer, Hannah Haywood
Caroline E. Kennedy, Mary Hay-
wood, Sidney Leonard and
James Leonard are each
now three times lawfully called
but come not, and herein
wholly make default, and

the said Administrator now
suggests to the Court that said
Kizzick Spencer is a person
of unsound mind and is
now, and has been for some
years an inmate of the ^{Incurable} Insane
Asylum. And the Court now
appoints George C. Harvey an
Attorney of this bar as a Committee
to appear for, and protect the interests
of said Kizzick Spencer, and
now comes said George C.
Harvey and files his answer
as such Committee herein
which is as follows (A. J.)
And said Administrator now
also suggests the Infancy
of the defendants David Leonard
William Leonard, Emma Leonard
Louis Leonard, & Elmer Leonard
and the Court now appoints
said George C. Harvey Guardian
Ad Litem for said Infants
Defendants, and now comes
said George C. Harvey and files
his answer as such Guardian

an Affidavit which is in words
as follows (A. J.)

And the said George W. Deane
Administrator now files his
Additional Bond in the sum
of \$1000. with Thad S. Adams
as his security. which Bond
is taken and approved by the
Court, And said Cause is
now submitted to the Court
upon the issue joined for
trial, judgment and decree,
And the Court having heard
the evidence offered and
being fully advised and
informed in the premises
finds and adjudges that there
is a necessity for the sale
of the lands described in the petition
herin forrit.

Beginning at the North West Corner
of the East half (1/2) of the South East Quarter
(1/4) of Section Nine (9) Township Thirteen (13) North
Range One (1) East - Thence South Forty (40)
Chains to the South boundary of said Section
Thence East with said South boundary 10 41/100 Chains

Thence North 30° Chains - Thence
West $1^{\frac{1}{2}}$ Chains - Thence North 10
Chains to the North boundary of said
South East Quarter Section; Thence
West $8^{\frac{1}{2}}$ Chains to the place of
beginning Containing in all
Forty (40) Acres more or less
situated in Morgan County
and State of Indiana - the
personal property of said decedent
being insufficient to pay the
indebtedness.

Wherefore it is now ordered
Advised and decreed by the
Court that said George W
Seaborne Administrator be
and he is hereby Authorized
~~and~~ empowered and directed
to sell the above described
Real Estate at Private Sale
without any notice whatever
by publication or otherwise
for not less than the Appraised
value thereof - One the following
Terms For Cash in hand

Estate of Benjamin
Spencer and

Land Sale
Order

O.K.

Alexander L. Ayres
Judge

Filed Sept 27 1887
W. B. McCallum
Clerk

State of Indiana Hendricks County
Hendricks Circuit Court
September Term 1887

George W. Secare Admr.
of the Estate of Benj Spencer
Deed

vs

Rizziah Spencer
Hannah Hayworth
Others }

Comes now

George C. Harvey Committee
Appointed by the Court for Rizziah
Spencer a person of unsound
Mind, and for his answer
as such Committee herein
denies each and every Material
Allegation contained in said
petition and asks that strict
proof be required therein

Geo C Harvey
Committee

no 772

Seance Adam
as
Spencer
clerk

Ans of Geo. C Harvey
Committee for English
Spencer of unsum
line

Filed Sept 27 1887
W R McClelland
Clerk

State of Indiana Hendricks County
Hendricks Circuit Court
September Term 1887

Estate of Benjamin } Report of Land
Spencer Dec'd } Sale

Come George

W. S. Source Administrator of the
Estate of Benjamin Spencer Dec'd.
and respectfully reports
to the Court that pursuant to the
Order made at the present Term
of this Court herein, he made
Sale of the Real Estate described
in said Order to-wit:-

Beginning at the North West Corner
of the East half ($\frac{1}{2}$) of the South East
Quarter ($\frac{1}{4}$) of Section Nine (9)
Township Thirteen (13) North, Range
One (1) East - Thence South Forty
(40) Chains to the South boundary
of said Section - Thence East with
said South boundary $10\frac{4}{10}$ Chains
Thence North $30\frac{0}{10}$ Chains - Thence
West $1\frac{0}{10}$ Chains - Thence North 10

Chains to the North boundary of
said South East quarter (1/4) -
thence with 8 ⁷⁵ Chains to the
place of beginning, containing
in all Forty (40) acres more or
less in Morgan County State
of Indiana. To Allen Hayworth
and Caroline E. Kennedy at
and for the price of \$779 ⁶⁵
that said sum was the highest
and best offer made therefor
and was \$279 ⁶⁵ more than the
appraised value thereof. And
that said purchaser paid
said sum of \$779 ⁶⁵ therefor
Cash in hand - and that
said sale was made accord-
ing to law and in all things
according to the order Recd.
And said Administrator now
asks the Court that said sale
be approved and confirmed
and that an order be made
authorizing him as such
Administrator to execute and
obey the said purchase

A deed of Conveyance for said
Real Estate, as evidence of
their title thereto -

George W. Seavee

Subscribed & sworn to before me
this 5th day of October 1887

W. R. McClelland

Clerk H. C. C. -

And the Court having examined
the foregoing report of said
and being fully advised
and informed in the premises
doth now say and find
that said sale has been made
by said Administrator according
to law and in strict conformity
to the order herein, and that
the same ought to be approved
and confirmed. It is now
therefore ordered, adjudged
and decreed by the Court that
the foregoing sale ^{and is hereby} be in all
things fully approved and
confirmed by the Court -
And said Administrator

is now further ordered and
directed by the Court to execute
as such Administrator
a deed of Conveyance to the
said Allen Haywood and
Caroline E. Kennedy and
bring the same into Court
for approval -

And now at this time said
Administrator and presents
to the Court for approval
a deed execute by him
as such Administrator to
the aforesaid purchasers -

And the Court having ex-
- amined said deed and being
fully advised in the premises
affirms said deed in open
Court and orders that the
same be delivered to said
purchasers as evidence
of their title to said Real
Estate - All of which is now
finally ordered, adjudged
and decreed by the Court.

772

Estate of Benjamin
Spencer Wad

Admrs Report of
Land Sale
+

Entry

Approved
Alexander C. Ayres
Judge

Filed Oct. 5th 1887
W B McClelland
Clerk

State of Indiana Hendricks County
Hendricks Circuit Court
Sept. Term 1887

George W. Secance
Adm'r. Estate of Benj.
Spencer Deed

vs
Rezziah Spencer
Et al,

Comes now
George C. Harvey Guardian ad
Litem for David Leonard-Meliam
Leonard Emma Leonard, Louis
Leonard & Enos Leonard in fact
Defendants in the above Cause
And for Answer herein denies
each and every Material Allega-
tion in the Petition herein
And asks that strict proof
thereof be required -

Geo C Harvey

Guard. ad Litem

772

Scam Adm
& Spencer Estate
as
Kizziah Spencer
estate

Ans of Guard and
Siliu

FILED

SEP 27 1887

W. R. MCGLELLAND,

CLERK

Geo C Harvey
att

State of Indiana Hendricks County SS

Thad. S. Adams, Att'y.

Notice of Petition to Sell Real Estate.

Probate cause No. 772.
George W. Seearce, administrator of estate of Benjamin Spencer, deceased, vs. Kezziah Spencer, Hannah Hayworth, Caroline E. Kennedy, et al.
In the circuit court of Hendricks county, Indiana, September term, 1887.

To Kezziah Spencer, Hannah Hayworth, Caroline E. Kennedy, Mary Hayworth, Sidney Leonard, James Leonard, David Leonard, William Leonard, Emma Leonard, Louis Leonard and Enos Leonard.

You are severally hereby notified that the above named petitioner, as administrator of the estate aforesaid, has filed in the circuit court of Hendricks county, Indiana, a petition, making you defendants thereto, 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 hearing in said circuit court at the court house in Danville, Indiana, on the first judicial day of the September term, 1887, of said court, the same being the 20th day of September, 1887.

Witness, the clerk and seal of said court this 12th day of July, 1887.

7-14-3t.

W. R. McCLELLAND,
Clerk.

George W Seearce
being first duly sworn upon oath
says that Copies of the attachment
notice were posted in at least
three public places in
Monroe Township Morgan
County and State of Indiana
during the month of July 1887,

Geo W Seearce
Subscribed Edwment before me
this 27th day of Sept 1887.

WR McClelland SK

Science Oct
as
Spencer
Stal

Proof of frosting
notices -

Filed Sep 27th
1887 W. M. Cellars
Clerk

State of Indiana, Hendricks County, ss:

Thad. S. Adams, Att'y.

Notice of Petition to Sell Real Estate.

Probate cause No. 772.

George W. Searce, administrator of estate of Benjamin Spencer, deceased vs. Kezziah Spencer, Hannah Hayworth, Caroline E. Kennedy, et al.
In the circuit court of Hendricks county, Indiana, September term, 1887.

To Kezziah Spencer, Hannah Hayworth, Caroline E. Kennedy, Mary Hayworth, Sidney Leonard, James Leonard, David Leonard, William Leonard, Emma Leonard, Louis Leonard and Enos Leonard.

You are severally hereby notified that the above named petitioner, as administrator of the estate aforesaid, has filed in the circuit court of Hendricks county, Indiana, a petition, making you defendants thereto, 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 hearing in said circuit court at the court house in Danville, Indiana, on the first judicial day of the September term, 1887, of said court, the same being the 26th day of September, 1887.

[SEAL] Witness, the clerk and seal of said court this 12th day of July, 1887.

7-14-36. W. R. McCLELLAND,
Clerk.

Personally appeared before the undersigned

John C. Ochiltree editor of
The Hendricks Co Republican

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 publication was on the *14th* day of *July* 1887, and the last on the *28* day of *July* 1887

John C. Ochiltree
W. R. McClelland
clerk et al

\$7.50
Subscribed and sworn to before me, this

6 day of *August* 1887

Received _____, of _____,

Dollars and

Cents, in full for publish-

ing the above notice

772

Filed Aug. 6th 1887
W R McLelland
Clerk

Taxed

FILED

SEP 27 1887

W R MCLELLAND,
CLERK

Taxed

1884. Benjamin Spencer. to Chas. T. White

April 4. To prescription & med. self \$1.00

1885 Jan 29 " visit " " 2.50

" " 30 " " " 1.00

, Feb 1 " " " 1.00

5.50

Incumbent - - -.65

~~\$~~ 6.15

STATE OF INDIANA,

Hendricks COUNTY.

Before the Clerk of the Circuit Court of said County and State personally appeared

Charles A White, who being by me duly sworn, says

that the annexed, in favor of himselfagainst the estate of Benjamin Spencer, deceased, is correct;

that no payments have been made thereon except the credits thereon given; that there are no set-offs against the same to his knowledge; that the balance shown in said

Decant to-wit: _____Six 15 Dollars, is now justly due and owingto affiant, all of which he verily believes.Charles A. White.

Subscribed and sworn to before me, on the

day of February, 1887W B W C. Leland, Clerk.

No.

1

764

Charles A. White

vs.

THE ESTATE OF

Benjamin Spencer

Deceased.

CLAIM FILE.

Filed Feb. 11th, 1887

W. R. McCalland

Clerk.

\$ _____ allowed by the

_____ Circuit Court,

this _____ day of

188

Clerk.

Danville Ind Feb 11^h 1887

Benjamin Spencer Decd Estate Dr
To medical treatment in the month of
December 1885 last sickness

\$ 7.25

M. G. Parker

STATE OF INDIANA,
Hendricks COUNTY.

Before the Clerk of the Circuit Court of said County and State personally appeared
M. G. Parker, who being by me duly sworn, says
that the annexed, in favor of *himself*
against the estate of *Benjamin Spencer*, deceased, is correct;
that no payments have been made thereon except the credits thereon given; that there
are no set-offs against the same to his knowledge; that the balance shown in said
account to-wit: *Seven hundred* ²⁵/₁₀₀ Dollars, is now justly due and owing
to *Parker*, all of which he verily believes.

M. G. Parker In D

Subscribed and sworn to before me, on the *11*

day of *February*, 188*7*

W. B. McClelland, Clerk.

No. 2 763

M. G. Parker

vs.

THE ESTATE OF

Benjamin Spencer
Deceased.

CLAIM FILE.

Filed February 19, 1887

W. M. Clelland
Clerk.

\$ allowed by the

..... Circuit Court,

this day of

..... 188

.....
Clerk.

STATE OF INDIANA,
Hendricks County,

CLAIM FILE.

BEFORE the Clerk of the Circuit Court of said County and State came
Joseph O Kennedy, who being by me duly sworn,
says that the annexed, in favor of *Kennedy*
against the estate of *Benjamin Spencer*, deceased, is correct;
that no payments have been made thereon except the credits thereon given; that
there are no set-offs against the same to his knowledge; that the balance shown in
said account to-wit: *\$ 451*

Dollars, is now justly due and owing
to *affiant*, all of which he verily believes.

Joseph O Kennedy

Subscribed and sworn to before me, on the *12* day
of *February*, 1887

H. R. McClelland, Clerk.

period of 63 weeks beginning
Sep 20th 1884 and continuing
to the time of his death which oc-
curred Dec 5th 1885, all of which
services and accommodations were
rendered at the special instance and
request of said decedent and which
are reasonably worth the sum of
five dollars per week, making
a total due claimant on this account of
\$430.⁰⁰

Claimant also says that said estate is
also indebted to him for keeping and
boarding one horse belonging to said decedent,
at the special instance and request of said
decedent, for a period of four months
prior to the death of said decedent which is

State of Indiana, County of Hendricks, ss.
In the Hendricks Circuit Court:

The estate of Benjamin Spencer deceased,
George W. Leearce Administrator, D.R. vs
Joseph O. Kennedy,

To boarding,
lodging, and washing and mending
for, and for nursing, watching
over and caring for, said decedent
Benjamin Spencer, who was old,
infirm, diseased and almost helpless,
for a a period of 23 weeks begin-
ning Jan 1st 1882 and ending June
1st 1882, and also for a second
period of 63 weeks beginning
Sep 20th 1884 and continuing
to the time of his death which oc-
curred Dec 5th 1885, all of which
services and accommodations were
rendered at the special instance and
request of said decedent and which
are reasonably worth the sum of
five dollars per week, making
a total due claimant on this account of
\$430.⁰⁰

Claimant also says that said estate is
also indebted to him for keeping and
boarding one horse belonging to said decedent,
at the special instance and request of said
decedent, for a period of four months
prior to the death of said decedent which is

reasonably worth \$8.⁰⁰ per month,
making a total due claimant on
both items herein of \$462.⁰⁰ for
which sum he asks judgment against
said estate and heirs for all proper
relief in the premises.

Copied & Taylor

Att'y for claimant.

That there are no credits against the
above claims except the sum of \$11.
on account of eleven bushels of wheat fur-
nished claimant by decedent in his lifetime.

Joseph O. Kennedy
vs
The estate of Benjamin
Spencer deceased

Claims.

Filed February 12th 1887
H. R. McClelland
Clerk.

Allowed June 23rd 1887
in sum of \$300.⁰⁰ by
the court.

Copied & Taylor
Att'y for claimant.

State of Indiana, Hendricks County, ss:

The State of Indiana, to the Sheriff of said County—Greeting:

You are hereby commanded to summon *John Hale*

to appear before the Judge of the Hendricks Circuit Court, on the 15
day of the present term of said Court, the same being the 27th day
of June 1887, now in session at the Court House in Danville, to testify
in an action wherein Joseph Keenaday is

Plaintiff—, and

Est Beech Spencer dec'dDefendant, on behalf of the Defendant and return this summons.

WITNESS, Clerk of said Court, this 22nd day
of June 1887

M. R. McWilliam Clerk.

I hereby certify that the above is a true copy of the original Subpœna.

Sheriff.

No.

Joseph Kennedy

vs.

Est Benj Spencer
decy

Left

Witnesses.

SUBPÆNA.

Term Time, Circuit Court.

To *15* day of the Term.

JUN 22 1887

Thad S. Adams

Attorneys.

Sheriff's Fees.		
MILEAGE, \$	<i>40</i>	
SERVICE.	<i>35</i>	
COPY,		
RETURN,	<i>40</i>	
DOCKETING		
RET. ON DOC		
		<i>\$ 85</i>

Served as Commined by
reading to and within the
hearing of the within named
John Hale June 22nd 1887
Woodson Bryant
Shiff

State of Indiana, Hendricks County, ss:

The State of Indiana, to the Sheriff of said County—Greeting:

You are hereby commanded to summon *Arch McKimley*
Stanford Frazier Wesley Hawkins

to appear before the Judge of the Hendricks Circuit Court, on the *15*
day of the present term of said Court, the same being the *22nd* day
of *June* 188*7*, now in session at the Court House in Danville, to testify
in an action wherein *Joseph Kennedy* is

Plaintiff—, and

Est of Benjamin Spencer Deed
Defendant—, on behalf of the *Plaintiff* and return this summons.

WITNESS, Clerk of said Court, this *9th* day

of *June* 188*7*
W R M Clelland Clerk.

I hereby certify that the above is a true copy of the original Subpœna

Sheriff.

No.

769

vs.

Witnesses.

SUBPŒNA.

Term Time, Circuit Court.

To _____ day of the Term.

FILED

JUN 18 1897

H. R. McCallum

Attorneys.

CLERK

Sheriff's Fees.	
MILEAGE, \$	
SERVICE.	
COPY,	
RETURN,	
DOCKETING	
RET. ON DOC	
\$	

Estate of Benjamin Spencer to John A May-
worth Dr

For taxes paid on the lands of said decedent for 1882 \$12 00

" " " " " " " " " 1883 16 60

" " " " " " " " " 1884 10 00

" " " " " " " " " 1885 8 48

" " " " " " " " " 1886 8 44

Interest on all of the above to date 5 00

For clothing furnished the said decedent ¹⁸⁸⁴ 1885 15 00

For boarding, washing for, and looking

care of said decedent from the 1st
day of June 1st 1882 To Sept 20th 1884.

day of Sept 1881 to the 1st day of Jan 1882

in all 134 weeks @ \$4⁰⁰ for week

\$536
20 00

Total Charges \$604 92

Said Estate is entitled to credit
for money received by claimant for rent
on the lands of said decedent

To Balance

62 50
\$274 42
\$542 42

Robt J. Neumann
Att'y for claimant

STATE OF INDIANA,

sct:

Wendricks County,

I, *John A Hayworth* being the

claimant herein, do solemnly swear that the claim against the Estate of

Benjamin Spencer

Deceased, hereto annexed, after

deducting all credits, set-offs and deductions to which said Estate is legally entitled, remains justly due and wholly unpaid, and that, as aforesaid, there is now due thereon

the sum of *Two hundred seventy four* Dollars and *forty two* cents,

as said affiant verily believes.

John A Hayworth

Subscribed and sworn to, this

19th day of *February* A D. 188*7*

Robert S. Macconnee Clerk
Notary Public

765

No. 4

John A. Gayworth

Administrator of the Estate of

Benjamin Spencer

Deceased.

CLAIM.

Amount, - - - \$274⁵²

Allowed in sum of
\$300⁰⁰ by Court.
June 23 1867

Filed Feb. 19th, 1887

H. B. McClelland

Clerk.

Danville, Ind., March 16th 1887

Estate of Benjamin Spencer
To Evan Hadley Dr
To Services digging grave for decedent \$3⁰⁰

Subscribed and ^{affirmed}~~sworn~~ to before me, on the 16th
day of March, 1887
W. R. McCallum, Clerk.

STATE OF INDIANA,
Hendricks COUNTY.

Before the Clerk of the Circuit Court of said County and State personally appeared
Evan Hadley, who being by me duly ^{affirmed} sworn, says
that the annexed, in favor of himself
against the estate of Benjamin Spencer, deceased, is correct;
that no payments have been made thereon except the credits thereon given; that there
are no set-offs against the same to his knowledge; that the balance shown in said
Account to-wit:
Three 100 Dollars, is now justly due and owing
to offiant, all of which he verily believes.

Evan Hadley
Subscribed and ^{affirmed} sworn to before me, on the 16th
day of March, 1887

Thos. M. Clelland, Clerk.

No. 5

Evan Hadley
vs.

THE ESTATE OF

Benjamin Spencer
Deceased.

CLAIM FILE.

Filed 16th day March, 1887

W. B. Mclelland
Clerk.

\$ _____ allowed by the

_____ Circuit Court,

this _____ day of

_____ 188 _____

Clerk.

McCLELLAND & TOMLINSON,
 UNDERTAKERS
 AND DEALERS IN
 FURNITURE, WALL PAPER,
 WINDOW SHADES, ETC.

Ganville, Ind, Dec 5th 1885

Estate of Benjamin Spencer
 deceased

To McClelland & Thompson
 Dr

To Coffin & Box and attending funeral	\$30.00
" 1 Burial Robe	12.00
" 1 Pair Burial Slippers	1.75
" 1 " Socks	25
	<hr/>
	\$44.00

day of

1887

Spencer
 W. R. McClelland,
 Clerk.

STATE OF INDIANA,

Hendricks COUNTY.

Before the Clerk of the Circuit Court of said County and State personally appeared
Arthur G. Thompson, who being by me duly sworn, says

that the annexed, in favor of McClelland & Thompson
against the estate of Benjamin Spencer, deceased, is correct;

that no payments have been made thereon except the credits thereon given; that there
are no set-offs against the same to his knowledge; that the balance shown in said

Account

to-wit: _____

Forty four _____ Dollars, is now justly due and owing
to said firm, all of which he verily believes.

and that said articles were furnished for burial of decedent
A. G. Thompson

Subscribed and sworn to before me, on the 22nd

day of June, 1887

W. B. McClelland, Clerk.

No. 6

McClalland and
Thompson
vs.

THE ESTATE OF

Benjamin Spencer
Deceased.

CLAIM FILE.

Filed June 22nd, 1887

W. M. McClalland
Clerk.

\$ allowed by the

..... Circuit Court,

this day of

..... 188

Clerk.

NOTICE TO HEIRS, CREDITORS, ETC.

IN THE MATTER OF THE ESTATE OF

Benjamin Spence
Deceased.

In the Hendricks Circuit Court,
January Term, 188*8*

Notice is hereby given that *the undersigned*
as *Admr* of the estate of *Benjamin Spence*
deceased, has presented and filed *his* account and vouchers in *final*
settlement of said estate, and that the same will come up for the examination and action
of said Circuit Court, on the *24th* day of *February*, 188*8*, at which
time all heir, creditors, or legatees of said estate are required to appear in said Court
and show cause, if any there be, why said account and vouchers should not be approved.

George W. Seave
Admr.
January 14th 188*8*

STATE OF INDIANA,

Hendricks County.

SCT:

The undersigned, being duly sworn, on oath say, that the notice, of which the annexed is a true copy, was by him posted at the Court House door of the County and State aforesaid, in Danville for two successive weeks; the date when said notices was first posted, as aforesaid, being the 14 day of January, 1888

Geo W Searce

Subscribed and sworn to before me this 17 day of January, 1888

W R McCall and
Clerk ct ct

No.

ESTATE OF

PROOF OF POSTING

BY CLERK, ETC.

Filed Jan 14 1888
W. M. McAllister
Clerk.

Administrator's Account in Final Settlement.

To the Honorable *Thos L Sullivan*

JUDGE OF THE *Huachuca* CIRCUIT COURT.

In the Estate of *Benjamin Spencer* Deceased.

The undersigned, as *Administrator* of the Estate above named, now presents to the Court the following account in final settlement of said estate:

Dr. Cr.

~~Said administrator charges himself with the amount of balance shown by his last partial report,~~

With Amount Received for Rents

25.00

Amount Received for Real Estate Sold by order of Court.

779 65

804 65

Said Administrator claims Credit for the following sums by him Expended -

- 1 Joseph Kennedy
- 2 Allen Hayworth
- 3 W R McClelland Claims 1. 2. 506
- 4 W R McClelland Costs
- 5 Thos S Adams

300.00

300.00

60 40

44 25-

50.00

Administrators Claim as Allowed by Court

50.00

804 65

The Vice Administration
would further report to the
Court that he has fully set
the fine Estée, fine and
Expenses & Claims present
and that there is nothing
left in his hands. Wherefore
he asks that this report be
approved and that he be
fully & finally discharged
from further liability in
said suit -

State of Indiana Allen Co County, set:

The undersigned Administrator of the Estate aforesaid, on oath says that the above and foregoing account in final settlement of said estate, contains a true and complete exhibit of his administration of said estate, and a complete statement of the receipts and expenditures therein, with the exception of such receipts and expenditures as have been heretofore reported to the Court.

Geo. W. McLeary

Subscribed and sworn to before me, this 14 day of June 1888

Wm. McLeary
Clerk of C.

No. of Estate 1222

ESTATE OF
Benjamin Spencer

Deceased.

Administrator's Account in Final Settlement,

MADE BY
Geo W Seance

Administrator

This account is set for hearing in the
Circuit Court on the 30 judicial day
of the Jan Term, 1888, being
the 4 day of Feb. 1888

Examined & approved
Thos L Sullivan
Judge

Notices issued Jan 14 1888
Proofs of Posting and Publication filed
188

Clerk.
Report filed Jan 14 1888
Wm McCallum Clerk.

Thos Adams
Attorneys.

No. _____

CLERK'S OFFICE,

\$ 60 ⁴⁰/₁₀₀

Danville, Hendricks Co., Ind.,

Oct. 5th

1887

Received of George W. Searce Administrator
of the Estate of Benjamin Spencer, Deceased,
Sixty Dollars and 40 Cents,

In full of claims No^s 1-2. 586
Gen Est Docket

W R W Clelland Clerk.

No. _____

CLERK'S OFFICE, HENDRICKS COUNTY,

\$ 300 ⁰⁰/₁₀₀

Danville, Ind.,

Oct. 5th

1887

RECEIVED OF

Geo. W. Searce Admin.

Three Hundred ¹⁰⁰ DOLLARS,

In full of claim allowed by Court
at June Term 1887 in my favor
against Estate of Benjamin Spencer Dece.
also by Court

Clerk Hendricks Circuit Court.

Oct. 7th 1887

Recd of Geo W Searce Admin.
Benj Spencer Est. Fifty Dollars
As allowed by Court for legal
services in said Estate being
in full for Court of Claims - Land
Sale & Reports.

Geo W Searce

No. _____

CLERK'S OFFICE,

\$ 44. ²⁵/₁₀₀

Danville, Hendricks Co., Ind.,

Oct 5th

1887

Received of George W. Searce Administrator
of the Estate of Benjamin Spencer, Deceased,
Forty Four Dollars and 25 Cents,

In full costs in estate to include
fess in Land Sale and final report
and printing fees

W R W Clelland Clerk.

BENJAMIN SPENCER

ESTATE

1887

HENDRICKS COUNTY, INDIANA