

State of Indiana

Adams County ss

In the Probate Court of  
Adams County, Indiana 1857

Benjamin Brittain et al

Partition

vs  
Leads Brittain et al

The undersigned & Commission-  
ers heretofore appointed by said  
Court to make partition in this behalf  
respectfully report to the Court, that  
before proceeding to make said partition  
and assignment of Dower they took  
an oath before Honorable Garia Thomas  
Judge of said Court faithfully and  
impartially to perform the trusts reposed  
in them as such Commissioners, a copy  
of which oath is endorsed on the  
warrant of partition herewith returned  
and that they have in pursuance of the  
Judgment and direction of the Court according  
to their respective rights by setting off in  
severally their respective shares as follows  
To the said Martha Brittain, widow, they assign  
bet off as her dower commencing forty  
rods North of the South East Corner of  
fractional Section fourteen in Township  
Twenty Seven North of Range fifteen East  
running thence North with the East line of said  
fractional Section Eighty perches, thence  
West to the line on the West side of the  
East half of the South West quarter of  
Section fifteen in said Township & Range  
thence South <sup>with said line</sup> Eighty perches, thence East  
to the place of beginning

And they assign and set off to Mary  
Brittlan a tract bounded and described as  
follows to wit Commencing at the South East  
Corner of fractional section fourteen in  
Township Twenty <sup>of the State line</sup> South of Range  
fifteen East running thence North forty  
perches, thence west to the line upon the West  
side of the East half of the South East  
quarter of section fifteen in said township & Range  
thence South to the South West Corner of  
said East of said quarter section thence East  
with the South line of said quarter section  
to the place of beginning containing  
about twenty three acres and seventy five  
hundredths which was valued at one  
hundred and <sup>thirty seven</sup> ~~thirty~~ dollars

And they set off and assign to  
David Brittlan, a tract bounded and  
described as follows to wit Commencing  
<sup>on the State line</sup> forty perches North of the South East  
quarter of section fourteen in Township  
Twenty Seven North of Range fifteen  
East running thence <sup>with the East line of said quarter</sup> ~~North~~ fifty perches  
thence West to the line upon the West  
side of the East half of the South East quarter  
of section fifteen in said Township &  
Range aforesaid, thence South with said  
line fifty perches thence East to the  
place of beginning containing about twenty  
nine acres valued at one hundred  
and ninety seven dollars, This tract  
is encumbered with the Meadows done

And to Catharine Brittlan they set  
off and assign a tract bounded and  
described as follows to wit Commencing

on the State line  
thirty perches South of the South East  
Corner of fractional section fourteen  
in Township Twenty seven South of  
Range fifteen East running thence  
North with said line forty eight perches  
thence West to the line upon the West  
side of the East half of the South East  
quarter of section fifteen in said  
Township & Range thence South with  
said line forty eight perches thence  
East to the place of beginning containing  
about twenty eight acres and fifty  
hundredths, and valued at the  
sum of one hundred and ninety  
seven dollars, A part of this tract  
is covered & encumbered by the Meadows  
done

And to Eliza Brittlan they  
set off & assign, a tract of land bound-  
ed and described as follows to wit  
Commencing on the State line one hun-  
dred and thirty eight perches South  
of the South East corner of fractional  
section fourteen in Township twenty  
seven South of Range fifteen East running  
thence North with said line thirty two  
perches, thence West to the line upon  
the West side of the East half of the South  
East quarter of section fifteen in Township  
& Range aforesaid, thence South with  
said line thirty two perches thence  
East to the place of beginning containing  
about thirteen acres, about two thirds  
of which is cleared, valued at one  
hundred and ninety seven dollars

And to James Bennett they set off and assign a tract described and bounded as follows to wit Commencing on the State line one hundred and seventy perches South of the South East Corner of fractional section fourteen in Township Twenty seven North of Range fifteen East running thence South <sup>thirty</sup> thirty five perches thence West to the line upon the West side of the East half of the North East quarter of section fifteen in the Township of Range aforesaid, thence South with said line thirty five perches, thence East to the place of beginning containing twenty acres and fifty hundredths, about one half of which is cleared. Valued at one hundred and ninety seven dollars +

+ And to Zachariah Bennett they set off and assign a tract bounded and described as follows to wit Commencing two hundred and five perches South of the South East Corner of fractional section fourteen in township Twenty seven North of Range fifteen East and on the State line thence North with said line ninety five perches thence West to the line upon the West side of the East half of the North East quarter of section fifteen in said Township of Range aforesaid thence South with said line ninety five perches thence East to the place of beginning all timber. Valued at one hundred and ninety seven dollars

And to William Brittan they  
set off and assign a tract bounded &  
described as follows to wit Commencing  
on the State line three hundred paces North  
of the South East Corner of section <sup>twenty two</sup>  
in township Twenty seven North of Range  
fifteen East running thence North twenty  
paces to the North East Corner of the said  
fractional section fourteen thence West  
with the section line to the South West Corner  
of the East half of the North East quarter  
of section fifteen in the Township &  
Range aforesaid, thence South with the  
west line of said quarter twenty  
paces thence East to the place of beginning  
containing about seven acres and seventy five  
hundredths of an acre & forty eight  
acres off of the East side of the West  
half of the North West quarter of section  
Twenty two in Township Twenty seven  
North of Range fourteen East making  
in the aggregate fifty nine acres and seventy  
five hundredths of an acre, and  
valued at one hundred and  
ninety seven dollars

And to Martha Brittan  
the set off and assign a tract descri-  
ber as follows to wit Commencing  
forty eight paces West of East Corner  
of West half of the North West quarter  
of section twenty two <sup>in township & Range aforesaid</sup> and running thence  
West fifty six paces and across the  
tract or quarter section <sup>part of the tract is under thirty</sup> for quantity  
fifty six acres Valued at one hundred  
and ninety seven dollars

X And to Margaret Brittsan they  
set off and assign a tract described as follows  
to wit fifty six acres app of the <sup>West</sup> East side  
of the North East quarter of section twenty  
one in Township Twenty seven North  
of Range fourteen East value at  
one hundred and ninety seven dollars

And they further report that  
they each spent two days in the  
performance of said tract  
all of which they respectfully report  
to the Court

August 11<sup>th</sup> 1837

Samuel P. Rugg  
Cheney & A. Gadsden  
Geo. A. Dent

State of Indiana }  
Adams County } 3

The State of Indiana to Genl. and  
Ebenzar A. Cordard & Samuel L. Rugg. Creating

Whereas Benjamin Brittan, Margaret  
Major, Zacharia Brittan, Martha Brittan and Eliza Ann  
Brittan filed a petition for partition against Isaac  
Brittan, William Brittan, Mary Brittan, James Brittan,  
Catharine Brittan & David Brittan, in the Adams Probate  
Court, upon which partition such other and further  
adjudication and proceedings were had, in said  
Court as resulted in the following decree to wit:

"It is therefore ordered, adjudged and decreed  
by the Court that partition be made of the land mention-  
ed in said petition, among the said heirs so found to be  
entitled to receive, and it is further ordered, adjudged and  
decreed by the Court that valuation and partition of said land  
above mentioned be made and returned by the Commission-  
ers, And for the purpose of making valuation and partition and  
the assignment of Dower to the said widow, the Court  
appoint Samuel L. Rugg, George A. Dent, and E. A. Cordard,  
Commissioners three disinterested freeholders of the County not  
of kin to either of the parties to make said valuation, par-  
tition and assignment of Dower in said land, and they  
are ordered to make their report in this behalf at the  
next term of this Court, and this cause is continued."

You are therefore Commaned to proceed and make  
partition according to said decree

Witness Samuel L. Rugg Clerk and  
The Seal of said Court hereunto attached  
at the Clerks Office this 24<sup>th</sup> day  
of June A. D. 1837.

Samuel L. Rugg, Clerk  
B. P. C. Mrs. Clap.



State of Indiana  
Adams County ss

Be it remembered that  
the within named George A. Bent Ebenezer  
A. Godwin and Samuel Perry each personally  
appeared before the undersigned Judge  
of the Probate Court of said County and  
being by me duly sworn on their oath  
said that they would faithfully and impar-  
tially discharge ~~and~~ and perform the trusts  
reposed in them as Commissioners to make  
partition the lands of said Estate within meet-  
-overs

Geo. A. Bent  
Ebenezer A. Godwin

Samuel Perry

Subscribed and sworn to before me  
this 24<sup>th</sup> day of June 1858

David Thomas  
Probate Judge