

State of Indiana  
Adams County ss

The State of Indiana to  
P. N. Collins J. A. Deut &  
George Griffith, Clerks.

Whereas heretofore Esaias Dailey Complainant  
filed in the Clerk's Office of the Probate Court of said  
County his petition for partition of Certain lands  
described as follows South part of fractional section  
twenty six and north fraction of South East quarter  
of Section twenty seven and part of fractional South  
East quarter of Section twenty seven in township twenty  
seven north of Range fifteen East containing ninety four  
Acres and ninety nine hundredths of an Acre. And  
Made John Roof Jacob Roof Philip Thatcher Margaret  
Thatcher Nancy Roof and Nancy Roof, Widow of Jacob  
Roof Dees? Defendants. Thereupon which said peti-  
-tion such other and further proceedings were had  
as resulted in the rendition of an interlocutory decree  
by said Court which decree is in words following  
to wit.

It is therefore ordered, adjudged and  
decreed by the Court that the said land in  
the said petition mentioned and described  
to wit the South part of fractional section 26 & the North  
fraction of the South East quarter and part of fraction  
of South East quarter of section twenty seven Town-  
ship 27 North of Range fifteen East estimated to contain  
ninety four acres and ninety nine hundredths  
be partitioned between the Owners thereof  
in seventy three eighths thereof, and to the  
said John Roof Margaret Thatcher, Nancy Roof &  
Lucas Roof in common the remaining four  
eighths of said land after first having the  
Owner of said widow set off and assigned  
to her out of the whole of said land

And to carry this decree into effect  
the Court now here appoints George  
Adams P. N. Collins & George Griffith

Commissioners to assign and set off the  
said meadow her domain, and make partition  
of said lands according to law and the  
foregoing decree, and to report their  
proceedings to the Court in writing at its  
present term ~~Term~~ of which said Court  
George A. Doul & P. H. Collins <sup>James Griffiths</sup> are now  
here in open Court duly sworn as such  
according to law and duty is given

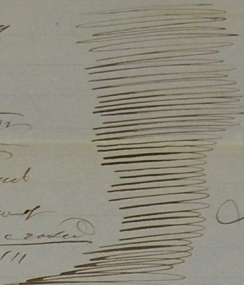
You are therefore hereby Comanded  
to proceed and make public assign to  
said meadow her domain and make  
partition of said Land according to  
law and the said Decree and report  
to the Court at its present term And  
have you then this writ

Witness Samuel L. Rugg  
Clerk of said Court and  
the seal thereof hereunto  
affixed at the Clerks office  
in said County this 10<sup>th</sup>  
day of February 1852  
S. L. Rugg  
Clerk

Edna Saily


vs  
Lden Hoop  
Margaret Thatcher  
Philip Thatcher  
Nancy Hoop and  
Nancy Hoop widow of  
Jacob Hoop Executors

Petition  
for  
Partition



To the Honorable Judge of the Adams Probate Court  
Gave Petition of Edna Saily Represent to your Honor  
that Jacob Hoop Dec'd at the County of Adams and State  
of Indiana in the Year of Our Lord 1840 seized  
of an Equitable Part of the following described land lying in  
said County to wit; the South part of Fraction 26  
and North Fraction 1/4 and part of Fraction 1/4  
of Sec 27 in Town-Ship number twenty seven (27) North  
of Range number fifty (50) East Estimated to contain  
ninety four Acres and ninety nine hundredths of an Acre  
in the District of lands Subject to Entry and Sale at Fort  
Meyer Indiana and your Petitioner Shows that the said  
Jacob Hoop left at the time of his death his widow Nancy  
Hoop who is still living and entitled to Dower in  
said premises and who your Petitioner prays may be  
made defendant to this petition and that said Jacob Hoop  
left at the time of his death the following named heirs each  
of whom were entitled to one undivided seventh part of said  
premises namely Mary Hoop since intermarried with George  
Sproatner Frederick Hoop, John Hoop, Cassamah Hoop  
since intermarried with Tobias Ritter Margaret Hoop  
since intermarried with Philip Thatcher Nancy Hoop

and said Joseph Jones petition for the said lands and  
said lands were sold and conveyed to James Pettibone each of his  
undivided shares in said land and that Adamah Pettibone sold and  
conveyed to George Wesson her undivided share in said land and  
that the said George Wesson sold and conveyed the same to John  
Pettibone (brother of which purchase) your petitioners claim  
and is entitled to their undivided fourth part of said land the said  
John Peop and Margaret Peop the part of said land the said Margaret  
Pettibone the one undivided seventh part of said land the said Nancy  
Peop the one undivided sixteenth part of said land and the said Jacob  
Pettibone and the said John Peop Margaret Peop and that your  
Peop & Jacob Peop hold said lands as tenants in common subject  
to the Laws & State of said Nancy Peop in said lands as aforesaid  
and your petitioners for the shew that all the dependants to this  
petition are of full age except Margaret Peop whose age is about  
fifteen years and Nancy Peop whose age is about fifteen years and said Peop  
whose age is about seven years your petitioners therefore pray the said John Peop  
Margaret Peop & Philip Peop Nancy Peop & Jacob Peop may be made dependants to this  
petition and together with the said Nancy Peop widow as aforesaid by process of Volperna to  
and over the same And that your Honor would appoint Commissioners to  
assign the share of said Nancy Peop widow as aforesaid in said premises and <sup>part</sup> and make  
partition of said land between your petitioners and said dependants assigning him  
his portion of said lands severally or if it shall appear that partition of said lands  
and tenements cannot without manifest injury be made then that the same may  
be sold or other proper order taken in that behalf pursuant to the Statute  
in such case made & provided & Grant unto your petitioners such other  
and further and General Relief as your Honor may see fit to decree  
and your petitioners will ever pray for

  
James Pettibone  
Attly for Petitioners

State of Indiana  
Adams County SS

The State of Indiana to  
George J. Dent Philomax A. Collins and George Griffith  
Esquires.

Whereas in a certain proceeding for partition  
pending in the Probate Court of said County between  
Cyrus Dooly Complainant and John Hoop Margaret  
Thatcher Philip Thatcher Nancy Hoop and Jacob  
Hoop Defendants you were appointed Commissioners  
to make partition of the South part of Fractional Section  
Twenty Six and the North Fraction of the South East quarter  
and part of the South Fraction of the South East quarter  
of Section Twenty Seven in Township twenty seven  
North of Range fifteen East containing in all ninety  
four acres and ninety nine hundredths of an acre  
by giving, assigning, and setting off to said Complainant  
three eighths in value thereof, and to said defendants  
four eighths of the value thereof, and you having reported  
in writing to said Court that said lands could not be  
thus partitioned without injury to the owners thereof,  
and <sup>consent</sup> these for said Court upon motion of said Complainant,  
in said report and ordered that said land be sold  
by you as such Commissioners at public outcry and vendue  
at the Court house door in said County on the twenty  
fifth day of March next for one third of the purchase  
money in hand one third in six months and the  
remaining third in twelve months from the day of said  
sale by the purchaser securing the deferred payments to  
your satisfaction, viewing valuation and appraisement  
laws and that the money accruing from such sale shall  
be paid over to the persons entitled to the same after the  
payment of the costs and expenses of this proceeding the  
portions assigning to the said Defendants who are minors  
except to such of them as may be married at the time

To the Honorable the Probate Court of the County of Adams and State of Indiana. In pursuance of the command and direction of the within writ of sale, the undersigned Commissioners after having given due notice of the time place & terms of sale, (a copy of which is hereto annexed) proceeded to sell said land at public outcry at the Court house door in said County to Lemas Dailey for the sum of seven hundred & fifty one dollars the same being the highest & best bid offered for the same, of which amount the sum of six hundred and twelve dollars & ninety cts was paid us in cash & Rest from the heirs by said purchaser <sup>he being the guardian of the two minor heirs</sup> the deferred payments were secured to be paid by the notes herewith presented to the Court. The amounts received by us has been disposed of as follows (to wit) paid costs of this proceeding up to the date of this sale, as per acct No<sup>o</sup> 1 for twenty six dollars, Rest No<sup>o</sup> 2 for thirty four dollars & fifty two cents Rest No<sup>o</sup> 3 for thirty four dollars & fifty two cents, Rest No<sup>o</sup> 4 for three hundred & ten dollars & seventy two cents, Rest No<sup>o</sup> 5 for two hundred & seven dollars & fourteen cents, making in all the sum of \$ 612.90 to which Dailey note No<sup>o</sup> 1 of ----- 69.05 & Daileys note No<sup>o</sup> 2. of ----- 69.05 Making in total the amt of ----- \$ 751 00 which is the amt ~~for~~ which the land sold for. All of which is Respectfully submitted to the Court.

May 10<sup>th</sup> 1852.

Geo. A. Dent.  
Geo W Giffith. } Commissioners

NOTICE is hereby given that by virtue of a writ issued out of the Probate Court of the county of Adams, in the State of Indiana, and to us directed as Commissioners in a certain proceeding for partition pending in said Court, between Esau Dailey as Complainant and John Roop and others, defendants; we will offer for sale at public auction at the Court House door in said county on the 25<sup>th</sup> day of March, A. D. 1852, the lands described as follows to-wit. south part fractional section 26, and north fraction south east quarter and part of south fraction north east quarter section 27 in township No. 27 north, range No. 15 east, in the district of lands subject to entry and sale at Fort Wayne, Indiana, estimated to contain 94 acres and 99 hundredths of an acre, subject to the dower estate of Nancy Roop. Said land will be sold for one-third of the purchase money in hand; one-third in six months, and one-third in twelve months from the day of sale, by the purchaser securing the deferred payments to the satisfaction of the undersigned, waiving the appraisement laws.

GEORGE A. DENT,  
PHILEMON N. COLLINS,  
GEORGE W. GRIFFITH.

of such payment shall be paid to their Guardians  
and that you as such Commissioners shall file in  
the Clerk's Office of said Court before the day of Sale a  
bond in the penal sum of one thousand Eight hundred  
and dollars Conditioned for the faithful performance of  
your Trust as such Commissioners and for the paying  
Ours to the proper persons the Money arising from  
the Sale of said Land with Security thereto to the of-  
ficial of the Court and that you give due notice of  
the time and place of said Sale by a publication  
in the Decatur Gazette.

You are therefore hereby Commanded that  
you proceed and make Sale of said Land according  
to law and the Order and Decree of said Court on the  
premises and report your proceedings in the premises  
to the said Court in writing at its next term and  
have you then there this writ.

Witness Samuel S. Rugg Clerk of  
said Court and the Seal thereof  
hereunto affixed at the Clerks office  
in said County this 16<sup>th</sup> day of  
February A.D. 1832

Samuel S. Rugg Clerk  
By J. P. Lewis



State of Indiana }  
Adams County ss }  
George Troutner personally appeared before the undersigned Clerk of the Probate Court of said County and being duly sworn by said Clerk on his oath that he saw the within named Nancy Roof sign and seal the within relinquishment for the purposes therein expressed  
George Troutner  
I am to and subscribed before me this  
25<sup>th</sup> day of May 1846 B. L. Rugg Clerk

State of Indiana }  
Adams County ss }  
George Troutner personally appeared before the Clerk of the Probate Court of said County and being duly sworn on his oath that the personal estate of Sarah Roof Deceased did not to the best of his judgment and understanding exceed in value the sum of Eight Hundred dollars and that said Deceased has been dead more than fifteen days  
George Troutner  
I am to and subscribed before me this  
27<sup>th</sup> day of May 1846 Samuel L. Rugg Clerk

State of Indiana }  
Adams County ss }  
We George Troutner and Esais Sailer of said County do each of us solemnly swear before Samuel L. Rugg Clerk of the Adams Probate Court that we will honestly and faithfully discharge the duties and trusts committed to us as administrators of the Estate of Sarah Roof Deceased according to law  
Esais Sailer  
George Troutner  
I am to and subscribed before me this 27<sup>th</sup> day of May 1846  
Samuel L. Rugg Clerk