

Civil Case: Thomas Hatton et al. vs James Scott, et al.

| Name in Record | Reason for Being in Record | Date of Record |
|-----------------------|--|----------------|
| Isaac Hawk | Of Jackson County, OH; appointed adm. Of estate of George Bowen | Feb. 21, 1838 |
| Edward Whitehead | Secured bond of Isaac Hawk | |
| James Scott | Secured bond of Isaac Hawk | |
| Isaac Hawk | Presented final account with distribution due to heirs of George Bowen | April 1844 |
| James Scott | Summoned to answer to plaintiff's complaint | April 14, 1856 |
| Isaac Hawk | Summoned to answer to plaintiff's complaint | |
| Edward Whitehead | Summoned to answer to plaintiff's complaint | |
| James B. Simcoke | Clerk | |
| Thomas Hatton, et al. | Plaintiffs | April 29 1856 |
| James Scott, et al. | Defendants | |
| Wm. Stockham | Summoned to testify on behalf of plaintiff | |
| James B. Simcoke | Clerk | |
| Ruth Bowen | Widow of George Bowen, now deceased | May Term 1856 |
| Mary Martin | Daughter of George Bowen; md to Jesse Martin | |
| Jesse Martin | Husband of Mary (Bowen), daughter of George Bowen | |
| Thomas Bowen | Son of George Bowen | |
| Ruth Hatton | Daughter of George Bowen; md to Thomas Hatton | |
| Thomas Hatton | Husband of Ruth (Bowen), daughter of George Bowen | |
| Sarah Hawk | Daughter of George Bowen; md to Isaac Hawk, defendant | |
| Isaac Hawk | Husband of Sarah (Bowen), daughter of George Bowen; defendant | |
| Martha Ross | Daughter of George Bowen; md to William Ross | |
| William Ross | Husband of Martha (Bowen), daughter of George Bowen | |
| Nancy Culp | Daughter of George Bowen; md to Jacob Culp | |
| Jacob Culp | Husband of Nancy (Bowen), daughter of George Bowen | |
| Mary Runkles | Granddaughter of George Bowen; formerly Mary McDowell | |
| Joseph Runkles | Husband of Mary (McDowell), granddau of George Bowen | |
| George McDowell | Grandson of George Bowen | |
| Ruth Deam | Granddaughter of George Bowen; formerly Ruth McDowell | |
| James M. Deam | Husband of Ruth (McDowell), granddau of George Bowen | |
| Sarah Nickison | Granddaughter of George Bowen; formerly Sarah McDowell | |
| Joshawa Nickison | Husband of Sarah (McDowell), granddau of George Bowen | |
| Elizabeth Scott | Granddaughter of George Bowen; formerly Elizabeth McDowell | |
| Alexander Scott | Husband of Elizabeth (McDowell), granddaughter of George Bowen | |
| Samuel McDowell | Grandson of George Bowen | |
| Martha McDowell | Granddaughter of George Bowen | |
| Eliza Kimmison | Granddaughter of George Bowen; formerly Eliza McDowell | |
| Husband Kimmison | Husband of Eliza (McDowell), granddaughter of George Bowen | |
| Elizabeth McDowell | Deceased; daughter of George Bowen | |
| John McDowell | Husband of Elizabeth (Bowen), deceased, daughter of George Bowen | |
| Isaac Hawk | Adm. Of estate of George Bowen; now lives in Wisconsin | |
| Edward Whitehead | Secured bond of Isaac Hawk; location unknown | |
| James Scott | Secured bond of Isaac Hawk; location Adams County, Indiana | |
| David Studabaker | Att. For plaintiffs; demand judgment from James Scott | |
| Thomas Hatton | Plaintiff - complaint of non-payment of distributions due them | May Term 1856 |
| Ruth Hatton | Plaintiff | |
| Mary Runkles | Plaintiff | |
| Joseph Runkles | Plaintiff | |
| Ruth Deam | Plaintiff | |

| | | |
|-----------------------|--|---------------|
| James M. Deam | Plaintiff | |
| George McDowell | Plaintiff | |
| Sarah Nickison | Plaintiff | |
| Joshawa Nickison | Plaintiff | |
| Eliza Kimmison | Plaintiff | |
| Elizabeth Scott | Plaintiff | |
| Alexander Scott | Plaintiff | |
| Samuel McDowell | Plaintiff | |
| Martha McDowell | Plaintiff | |
| James Scott | Defendant | |
| Edward Whitehead | Defendant | |
| Isaac Hawk | Defendant | |
| Hatton, et al. | Plaintiff | No Date |
| J. Scott | Defendant; denies allegations of plaintiff | |
| M. Jenkinson | Attorney for defendant | |
| Thomas Hatton, et al. | Plaintiffs | Aug. 1, 1856 |
| James Scott, et al. | Defendants | |
| Wm. Stockham | Summoned to testify on behalf of plaintiff | |
| James B. Simcoke | Clerk | |
| Thomas Hatton | Plaintiff | Oct. 30, 1856 |
| James Scott | Defendant | |
| William Stockham | Summoned to testify on behalf of plaintiff | |
| James B. Simcoke | Clerk | |

Thomas Hatton

Ruth Hatton

James M Dean

George M Dowel

Sarah Nickison

Joshua Nickison

Eliza Kinnison

— Kinnison

Elizabeth Scott

Alexander Scott

Samuel M Dowel

Martha M Dowel

(v)

James Scott

Isaac Hancock

1856

Bx 15

Hatter et al
J Scott et al

17 The defendant denies each and every allegation of the complaint in this behalf.

W. J. Jenkins

Hatter et al
J Scott et al

The defendants James J. Scott
denies and says that the
complaint is not sufficient
in this

that it does not
show a demand of the
purported value limit
brought in the way
coming on the Board

W. J. Jenkins
for J. Scott

The State of Ohio }
Jackson County } p:

I, John J. Coffman Clerk
of the Court of Common Pleas within and
for said County, do hereby certify that the
following are correct copies of the Journal
Entire, Orders of said Court and other
papers relating to the Estate of Geo. Bowen
late of Jackson County deceased, now
remaining on file in the Clerk's office
of said Court, to wit: At a Special
Court of Common Pleas within and for
the County of Jackson and State of Ohio
on the 27th day of February A.D. 1838, was
made the following Order to wit:

Order

" At a special Court held at the Court House in the County
of Jackson and State of Ohio on Tuesday February 27th A.D. 1838
and of said State the thirty sixth year present George Burns
James Stephenson and Thomas Vaughan Associate Judges of the
Court of Common Pleas for the County aforesaid. On motion to
the Court and Ruth Bowen widow of George Bowen deceased
having relinquished her right to the administration of said de-
ceased estate in favor of Isaac Hawk, on motion of said Isaac
Hawk by E. Johnson his Counsel. It is ordered that letters
of administration be granted to the said Isaac Hawk and
thereupon the said Isaac Hawk was duly sworn and gave
bond with security to the acceptance of the Court in the sum
of Three hundred Dollars conditioned as the law directs
with Edmund Whitehead and James Scott his securities when
upon It is ordered by the Court that William Johnson, John
W. Minnitage and Cyrus L. Hasina being first duly sworn do
appraise the personal property which were of George Bowen deceased.

George Burns

and afterwards to wit: on the Twenty seventh day of February A.D. 1838

was filed in the Clerk's Office of said Court the following
Bond to wit: "I have all seen by these presents that we
Isaac Hawk Principal and Edmund Whitehouse and
James Scott, securities all of the County of Jackson and
State of Ohio, are held and firmly bound unto the State
of Ohio, in the true sum of Three hundred Dollars
lawful money of the United States: to the payment
of which, well and truly to be made to the said State
we bind ourselves, our heirs, executors, and administrators
jointly severally and firmly, by these presents. Signed
with our seals, and dated this twenty seventh day of
February in the year of our said one thousand eight hun-
dred and thirty eight.

Whereas the above bound Isaac Hawk hath this
day been appointed by the Associate Judges of the Court
of Common Pleas of the County aforesaid, Administrator
of the estate of George Bowen late of Jackson County,
aforesaid deceased. Now the consideration of the above
obligation is such that if the above bound Isaac
Hawk Administrator as aforesaid shall faithfully
discharge all and singular the duties as Administra-
tor aforesaid, according to the requisitions of the
Statute in such case made and provided, then the
above obligation to be void, otherwise to be and
remain in full force and virtue in law.

Signed sealed & delivered in the presence of Isaac Hawk
Jacob Westfall. E. Johnson. {Edmond Whitehouse
James Scott

And afterwards to wit: at the October Term of said Court to wit
on the 3rd day of November A.D. 1843. was made the following

Order to wit: "George Bowen's estate; On motion of Jacob Culp and
Shamus Hatten two of the distributees of the estate of George
Bowen deceased leave was given them to file exceptions to
the account of Isaac Hawk Administrator of said
estate and said exceptions being filed the said account

and exceptions are referred to Jacob Westfall as a special Master Commissioner to take and hear testimony examine said accounts and exceptions and make report thereon at the next Term of this Court. Testimony to be taken either before said Master or other competent Authority." And afterwards to wit: on the 28th day of March A.D. 1844. was filed in the Clerk's Office aforesaid

Report of
Special Master

the following Report of Jacob Westfall Special Master Commissioner to wit: "The accounts and vouchers of Isaac Hawk Administrator of George Bowen with exceptions thereto being referred to me as a special Master by the Court of Common Pleas within and for the County of Jackson and having examined the same Report as follows.

| | |
|--|---------------|
| Isaac Hawk Administrator to said Estate - Dr | |
| Amount of Sale Price of Personal property - - | \$ 135.86 |
| " Balance of Wheat Crop after haying expense - - - | 11.50 |
| " Cash Rec ^d of William Hawks | .19 |
| " Rents of Real Estate Rec ^d of Elizabeth Monroe | 35.53 |
| " Rents of Real Estate " " William Johnson | 5.11 |
| " Rents of Real Estate " " John Martin | 24.51 |
| " Rents of Real Estate " " Kelly, Daniel | 15.16 |
| " Rents of Real Estate " " Christian Koetsman | 3.91 |
| " Amount of Sale of Real Estate | <u>515.11</u> |
| | \$ 736.64 |
| " Amount paid out by Adm ^r 279.38 Adm ^r fees et. 44.19 making) | <u>323.57</u> |
| | \$ 412.07 |

\$12.00 in
forting. \$413.07

| Per Contra | | On |
|-----------------------|--------------|-------------|
| By D. Perry's receipt | Voucher No 1 | 7.50 |
| " Jno Martin " | " " 2 | 6.37 |
| " Wm Johnsons " | " " 3 | 6.68 |
| " James Petersons " | " " 4 | 1.62 |
| " Daniel Hoffmanns " | " " 5 | 17.95 |
| " John B Gilliland " | " " 6 | <u>6.12</u> |
| Amount carried over | | \$ 40.24 |

| | |
|--|----------|
| Amount Paid up | \$45.24 |
| By Aaron Hatterhouses Receipts No 7 | 3.11 |
| " Geo H Reynolds " " 8 | 23.33 |
| " Do? Stephen Totten Judges recd. " 9 | 4.51 |
| " J. Westfall's Clerk recd " " 11 | 10.25 |
| " H. T. Johnson Totten Attor. recd " " 11 | 4.50 |
| " Mrs. M. Martin Treasurer " " 12 | 3.18 |
| " Oliver A. Lyons " " 14 | 3.11 |
| " John Duncan Ship " " 15 | 5.51 |
| " Sumner McFarlane Totten Attor. " " 16 | 3.11 |
| " James Scott Recd. " " 17 | 1.11 |
| " Mrs. J. Keanna " " 18 | 1.11 |
| " Mrs. George Pinard " " 19 | 3.75 |
| " Rodas Brown " " 21 | 8.11 |
| " Phillip Noel " " 23 | 2.11 |
| " Amount paid on Vouchers " " 22 | 88.55 |
| " Amount of principles on Indigent vouchers " 21 | 76.48 |
| | \$279.38 |
| Set her out allowed Administ on 736.54 = | 44.19 |
| | \$323.57 |

\$10.00 Error in
this footing
J. J. M. Chase

A balance on voucher No 21 being for costs in a suit between Thomas Keatten & Ruth his wife and Isaac Hawk. Amounting to \$47.94 being Hawks costs in said suit the suit being brought against him individually and not as Administrator and there having been no order made by the Court taxing the costs against the estate and also the Amount of voucher No 12 being \$11. Mrs. Bruges Attorney fee in said suit, I have not allowed as a credit to the Administrator but have left it a matter for the Court to determine. On voucher No 22 from the best evidence I can obtain the Administrator paid \$88.55 for which I have allowed him a credit. I have taken the deposition in writing of several persons which is herewith filed. From which it appears that there is a balance remaining

ing in the hands of said Isaac Hawk as Administrator
of said George Bowen with which said Administrator
is properly charged, Amounting to \$412.07.

Cost of this reference

| | | |
|--|-----|---------|
| Wm. Daniel Witness Fee | .50 | |
| Christian Kallstrom | .50 | |
| Wm. Johnson | .50 | |
| John Martin | .50 | |
| Martha Bop | .50 | |
| Wm. Stockham | .50 | |
| A. H. Johnson | .50 | 3.50 |
| D. Perry, Staff fee for Serving Subpoena | .50 | |
| Jacob Westfall Master Commission fee | | \$10.00 |

All of which is respectfully submitted March 28th 1844

Jacob Westfall Shrieve
Master Commissioner

And afterwards to wit: at the April Term of said Court
to wit: on the 4th day of April A.D. 1844 was made the
Order following Order to wit: Estate of George Bowen. The matter
of the exceptions of Jacob Guel and Thomas Katten to the
account of Isaac Hawk administrator of the estate of
George Bowen deceased came on to be heard on the re-
port of Jacob Westfall the Master Commissioner to whom
the same was referred at last Term and the testimony
by him taken and was argued by counsel on consideration
whereof the Court do approve and confirm said report except
the item of 36⁵³/₁₀₀ Dollars Rents of real estate received of
Elizabeth Musso charged to said administrator which
item is also to stand approved as a proper charge against
said Administrator unless he show good cause to the
contrary by the next term of this Court. And it appearing
that without taking said item into account there is
now in the hands of said Administrator the sum of

Three hundred and seventy, five Dollars and fifty, two
cents subject to distribution among the distributees
of said testator. It is ordered that the said Admin-
istrator do distribute said \$375.52+ among the said dis-
tributees according to the Statute within ten days, and
it is further ordered that said Isaac Hawk out of his
own proper moneys pay the costs herein expended in this
matter including all the costs of the reference aforesaid.
The fees of said Master Commissioner out of said costs are
taxed at Ten Dollars. "

In testimony whereof I hereunto
set my hand and affix the Seal
of said Court at Jackson this
11th day of January A.D. 1856
John S. Hoffman Clerk

State of Ohio:-

I, Wm. V. Peck, Presiding Judge of the 2^d Sub-
division of the 7th Judicial District of the Courts of
Com: Pleas for the State of Ohio (said Jackson County
being said Subdivision) do hereby certify that John
S. Hoffman Esq, whose signature in his own
proper handwriting, is affixed to the foregoing cer-
tificate, was, at the time the same bears date
still is, the regular & acting clerk of the said
Jackson County Court of Com: Pleas, which is a
Court of Record; that the said certificate is
in due form of law and that full faith & credit
are due & should be given to all the official acts
& certificates of the said J. S. Hoffman as clerk as
aforesaid. Given under my official signa-
ture this 14th day of January A.D. 1856 at my
Chamber in the City of Portsmouth within said
Subdivision -

Wm. V. Peck
Presiding Judge
H-

\$3.00 Clerk fees, Paid by Ruth Scatter
D. J. Hoffman Clerk

State of Indiana) In the Court of Common Pleas of Adams
Adams County) County, May, Term, A.D., 1836.
Thomas Hatton Ruth Hatton Mary Puntles
Joseph Puntles Ruth Deam James McDeam
George McDowell Sarah Nickison Joshua Nickison
Eliza Kimmison Kimmison
Elizabeth Scott Alexander Scott Samuel
McDowell Martha McDowell ^{3c} Plaintiffs in
vs Equity for \$3000
James Scott Edward Whitehead and
Isaac Hawk

The plaintiffs Thomas Hatton Ruth
Hatton Mary Puntles Joseph Puntles
Ruth Deam James McDeam George McDowell
Sarah Nickison Joshua Nickison Elizabeth
Scott Alexander Scott Samuel McDowell
^{and Eliza Kimmison and} ^{Martha McDowell} plaintiffs in this action
complain of Isaac Hawk James Scott
and Edward Whitehead defendants in this
action and say that heretofore to wit: on the
27th day of February A.D. 1838 at a Special Session
of the Court of Common Pleas of Jackson County in the
State of Ohio held at the Court House in said
county of Jackson on said day by George Burris
James Stevenson and Thomas Vaughan associate
Judges of said County, one Isaac Hawk at that time
of said Jackson County of Ohio but now of ^{the State of} Wisconsin
was duly appointed administrator of the Estate
of George Bowen late of said Jackson deceased
and being so appointed he took upon himself the duties
and ~~burden~~ burden of said Administration and afterwards
on the same day aforesaid the said Isaac Hawk
duly qualified himself therefor and as such
Administrator by entering into bond duly specified