

Civil Case: Christian Hubaker vs Isaac Falb

Name in Record	Reason for Being in Record	Date of Record
Isaac Falb	Gave promissory note to Hubaker for \$297.50 for real estate	June 11, 1857
Christian Hubaker	Gave mortgage to Falb	
Isaac Falb	Summoned to answer to Christian Hubaker on foreclosure complaint	Oct. 15, 1857
James B. Simcoke	Clerk	
Christian Hubaker	Plaintiff - complaint to foreclose on mortgage	Nov. Term 1857
Isaac Falb	Defendant	
Isaac Falb	Owes Hubaker on promissory note with mortgage as security	
Isaac Falb	Hasn't paid promissory notes	
Christian Hubaker	Wants sale of property to repay debt	
Studabaker & Hart	Attorneys for plaintiff	

Roll No 26

(66)

Christian Hubaker

As compt

Isaac Falt

1857

Buy 14.

This Indenture Witnesses, that James Holt

of Wells County, in the State of Indiana, Mortgage and Warranty to
 the following State of Indiana, County in the State of Ohio, for the sum of
 two hundred and seventy dollars, to have said fifty cents
 being the North half of the South east quarter of
 Section 12 Township 18 N Range 12 E County 12
 of said subject to sale at West Wayne Indiana
 and containing fifty (50) acres of land to the
 same more or less.

to receive the payment when the same become due of James Holt or his assigns or assigns, bearing
 date June 11th 1857 payable to Christian Kuchach, two months
 after date calling for two hundred and seventy seven dollars and
 fifty cents, with interest from date and without any relief whatever
 from execution or enforcement laws
 and the Mortgagee expressly agree to pay the sum of money above received and without any claim from Redemption
 or Appraisement Laws.

James Holt
 with set his hand and seal this eleventh
 June 1856 (SEAL)
 (SEAL)
 (SEAL)
 (SEAL)
 (SEAL)

County, Set:
 me, Charles James Holt, Clerk of said County, this eleventh day of June
 1857, personally came James Holt, and
 acknowledged the execution of the foregoing deed
 in hand and seal of James Holt with this eleventh
 June 1857. Charles James Holt (SEAL)

CERTIFICATE.

STATE OF INDIANA,)
 WELLS COUNTY,)

Recorder Print, Election.

I, GEORGE McDOWEL, Clerk of the Court within and for the County of Wells
 aforesaid, do hereby certify that James Holt
 whose certificate of acknowledgment appears to every page
 to which this is attached, was on the date and at the time of making said certificate, to-wit, the
eleventh day of June 1857, in person
James Holt within and for said county of Wells, duly elected,
 commissioned, and qualified, and, full faith and credit ought to be given to his official acts, and
 that I am acquainted with the handwriting of said James Holt
 and believe his signature thereto to be genuine.

IN WITNESS WHEREOF, I hereunto affix the seal of
 said Court, and subscribe my name, at Bluffton on
 this 11th day of June
 A. D. 1857

George McDowell Clerk.
Charles James Holt

State of Indiana, In the Court of Common Pleas,
Adams County, of Adams County, Indiana, Dec. 1857
Christian Kubacher,

vs
Isaac Feltz, { Complainant & Foreclosure,
 { a mortgage

Christian Kubacher plaintiff
in this action complains of Isaac Feltz
defendant in this action and says that
on the 11th day of June A.D. 1857, the said
defendant executed and delivered to the
said plaintiff a mortgage conveying to the
said plaintiff a certain tract of land there
in described as security for the payment
of a certain ~~promissory note~~ debt evidenced
by a promissory note which said mortgage
and a copy of said note are herewith filed,
and by incorporation made a part of this
complaint said debt amount to the sum
of three hundred and ten dollars which
and the plaintiff has had no promissory note at law or in equity
said sum remains wholly unpaid, wherefor
the plaintiff demands judgement
for three hundred and ten dollars
and the foreclosure of the said mortgage
and the sale of the said property, or so
much thereof as may be necessary to pay his
debt and for other proper relief

Christian Kubacher - Plaintiff

Attys for Plaintiff

The State of Indiana, to the Sheriff of Adams County.

You are hereby commanded to summon Isaac Feltz

to appear in the Court of Common Pleas the 2nd day of the next Term
thereof to be held at the Court House in Indiana on the 1st day
Monday in November 1857 there and then to answer Christian
Kubacher on Complaint to foreclose a
Mortgage,
and of this summons make due return

WITNESS, The Clerk and Seal of the
Court, this 15 day of October

1857

James B. Smith
Clerk J. C. P. A. Co.