

Estate of Henry Durbin - 1863-1865

Name in Record	Reason for Being in Record	Date of Record
Henry Durbin	The deceased	
Nancy Durbin	Widow; Administratrix; petition filed requesting to sell real estate	Nov. 15, 1863
Joseph W. Durbin	Son	
John Durbin	Son	
Elizabeth Loughy	Daughter	
Ambrose Durbin	Son	
Sarah Durbin	Daughter; now married to John Everhart	
John Everhart	Married to Sarah Durbin	
Mariah Durbin	Daughter	
Nancy Durbin	Administratrix; ordered to sell land	Jan. Term 1864
Nancy Durbin	Administratrix; reports sale of land	Aug. 13, 1864
John McConnel	Purchased real estate of Henry Durbin for \$278.	
Nancy Durbin	Administratrix; reports receipt of purchase money; deed ordered	Jan. Term 1865
Nancy Durbin	Administratrix; executed deed	Jan. 10, 1865
James R. Bobo	Attest deed	
James B. Simcoke	Attest deed	
M. T. Adelsperger	Recorder of deed	Jan. 10, 1865

Name in Record	Reason for Being in Record	Date of Record
Henry Durbin	The deceased	
Administratrix	Presents petition to sell land	Jan. 13, 1864
David Studabaker	Appointed guardian for minor heirs of deceased	
Brackenridge	Judge; orders administratrix to sell land	

Name in Record	Reason for Being in Record	Date of Record
Henry Durbin	The deceased	
Administratrix	Unnamed; ordered to sell real estate	

Name in Record	Reason for Being in Record	Date of Record
Henry Durbin	The deceased	
Administratrix	Petitions to settle estate as insolvent	No date

Name in Record	Reason for Being in Record	Date of Record
Henry Durbin	The deceased	
Administratrix	Unnamed; published notice of insolvent estate; discharged	

January Term 1864 - January 13th 1864

Estate of Henry Newton
Application to sell land

Come now the Administration in the behalf and presents to the Court the petition heretofore filed asking for the sale of the real estate of said Deceased which petition is in these words (hD), And files her inventory and appraisement in these words (hD), And a bond for the sale of the land in these words (hD) And files the notice of publication in these behalf with the proof of publication which notice and proof is in these words (hD), and is suggested to the Court that some of said Defendants are minors under the age of twenty one years and the said Defendant being each three times called by the Sheriff of said County but wholly makes default, And the Court appoint David Studabaker Esq an attorney of this Guardian ad litem for said minor Defendants who now here accepts said trust in open Court and files his answer as such in these words (hD), And this matter is set down for hearing upon petition inventory, notice of Publication and Default, and the Court being fully advised on the premises find that notice had been given of the pendency of said petition of the time and place of hearing of the same had been given more than three weeks publication in a newspaper printed in the County of Adams more than thirty days prior to the first day of the present term of the Court and that the land described in said petition the said Deceased was the owner in fee simple at the time of his death and that it ought to be sold for the purposes mentioned in said petition in the manner set forth.

It is therefore ordered by the Court that said Administration proceed to sell said real estate that she shall sell at public sale having given four weeks public notice of the time and place and terms thereof in some public newspaper printed in the County of Adams more than four weeks prior to the time of sale and by setting up printed or written notices thereof in not less than four public places in the County three of which shall be in the township near the land is situated and that she sell on the following terms one third in hand and the residue in six months and the residue in twelve months from the day of sale. and that she report her proceedings in the premises at the next term of the Court and this matter is continued.

The Court then adjourns until tomorrow morning at nine o'clock A.M. 1864

Read and signed in open Court. *J. MacKinnon*

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Estate
of
Henry Durbin

Administration

Comes now the Administratrix and reports
to the Court that she was unable to sell the real Estate so ordered
to be sold. — It therefore ordered that the Administratrix proceed
to sell under the former order of this Court, and this matter is
Continued.

7th Day January Term January 10th 1865

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Estate of Henry Hurlin Administrator

Comes now the Administrator in this behalf and reports the which sale is by the Court confirmed in all things and also reports the payment of the purchase money in full which report is in words (h. d.) and moves the Court ~~to~~ that a Decree by orders and the Court being fully advised in the premises order that the Decree be executed and delivered by the Administrator to the purchaser and thereupon the Administrator reported to the Court a Decree in this behalf and the Court being fully advised in the premises order that said Decree be spread upon the records of this Court which is now done in these records (h. d.). By this Decree made and entered into between Nancy Hurlin Administratrix of the Estate of Henry Hurlin Deceased, of the first part and John McCornie of the second part (Witnesseth that whereas heretofore to wit on the fifteenth Day of November A.D. 1863 the said Nancy Hurlin as such Administratrix filed her petition in the Court of Common Pleas of Adams County setting forth among other things in said petition that said Henry Hurlin died intestate seized in fee simple of the Real Estate hereinafter described and also setting forth that the personal Estate of said Decedent was insufficient to pay the debts now standing against said Estate and that the said Decedent left as his heirs said Henry his widow Nancy Hurlin and six Children to wit Joseph W Hurlin John Hurlin Elizabeth Loughrey Ambrose Mariah Hurlin and making said heirs at law Respondents in said petition and praying for the sale of the said Real Estate hereinafter described and whereas afterwards to wit at the January Term of said Court in the year A.D. 1864 said Court took such a view upon said petition that the South half of the South West quarter of the South West quarter and the North East quarter of the South West quarter of the South West quarter of Section Twelve in Township Twenty Six North of Range fourteen East in Adams County Indiana was ordered to be sold by the said Nancy Hurlin as such Administratrix and that afterwards on the 13th Day of August A.D. 1864 said Administratrix sold the said Real Estate to John McCornie for the sum of twelve hundred and seventy eight Dollars and that afterwards at the January Term of said Court in the year A.D. 1865 said Administratrix reported said sale to said Court and that the purchase money had been fully paid and moved that the Court confirm to the said John McCornie his said purchase and said Court confirmed the said sale and ordered the said Administratrix to execute a deed to the said purchaser for the said Real Estate

I, Nancy Durbin, do hereby certify that I have purchased as aforesaid and in pursuance of the order of said Court made at said term the said and to wit the said John Durbin Administrator of the Estate of Henry Durbin deceased and as such Administrator in consideration of the said sum of two hundred and seventy eight dollars and the premises and by virtue of the authority of the law aforesaid in me as such Administrator by these presents part bargain sell and convey unto the said John McCormick his heirs and assigns forever the following real estate to wit The South half of the South West quarter of the South West quarter and the North East quarter of the South West quarter of the South West quarter in Section twenty in Township twenty six North of Range fourteen East in Adams County Indiana together with all the privileges and appurtenances thereto belonging to have and to hold the same unto the said John McCormick his heirs and assigns forever as fully and completely as the said Nancy Durbin as such Administrator could convey the same, In witness whereof I have hereunto set my hand and seal this 10th day of January A.D. 1865

Nancy Durbin
her
 mark

Attest
 James R. Barber
 James B. Simcock
 State of Indiana Adams County ss.

Personally appeared before me Nancy Durbin Administrator of the Estate of Henry Durbin deceased and acknowledged the execution of the foregoing and for the uses and purposes therein expressed and witnessed my hand this 10th day of January 1865

W. J. Adelsperger, Recorder

12 Estate of Henry Hurbin Administration

Comes now the Administratrix and files her petition asking to settle said Estate as insolvent - which petition is on these words (h) And the Court being fully advised on the premises order the said Administratrix proceed to settle said Estate as insolvent, And this matter is Continued

Matter of the Estate of
Henry Durbin 3

10 Comy now the Administrator on this behalf and presents to the Court the notice heretofore ordered setting forth that the estate of Henry Durbin dec'd is insolvent, which notice was published in the Greater Eagle a weekly newspaper printed and published in said county, and of general circulation, ^{and by passing three like notices in ~~the~~ public places in the county} which notice was published more than thirty days prior to the first day of the present term, and which notice and the proof thereof are in these words (h.s.) and the Court order that the same be settled as on insolvent estate. And the Administrator presents also his final settlement, accompanied with proper vouchers, which final settlement is in these words (h.s.) and the Court after examining said report and vouchers find the same correct in all things, and further find that said Administrator has fully discharged his trust, and she is hereby discharged from all accountability to this Court or liability on her bond.

And the Court further order that the \$27.04 paid into the hands of the Clerk be paid into the hands of the creditors, their books show, after settling the preferred claims in full, if any there be.