

State of Indiana  
Adams County

Personally appeared before me  
the Undersigned Clerk of the  
County of Adams and on the  
17th day of Sept 1853  
I posted up notices in  
said County three of which  
the Township where the  
land lies more than four  
the day of sale, and that  
of the notice so posted up

Subscribed & sworn to the

appeared before me  
common pleas Court  
doth say that  
public places in  
I posted up in  
within described  
weeks prior to  
within is a copy

James Belmont  
17 day of Sept 1853

L. Rugg Clerk  
By Spencer del

No 35  
Estate  
of  
William Limesey

Proof of  
Execution of will

Filed Sept 17 / 53  
L. Rugg Clerk



Matters of the estate of the late  
of W. M. Lacey of the land

of Lacey derived title to the  
D<sup>1/2</sup> of the N<sup>2</sup>/<sub>4</sub> of section 32  
in Town - Ship 26 North of  
Range 14 East. mentioned  
in said petition by Jacob  
and Michael Croble and D<sup>1/2</sup> Croble  
and the said Michael Croble  
and D<sup>1/2</sup> Croble desired  
title to said land from  
Isaac Smith deceased by inheritance  
from said deceased. and that the

said Isaac Smith deceased  
derived his title to the said  
land from the Government of  
the United States by entry all  
of which appeared from the  
Records in the Recorder's office,  
Clerk's office, and from the  
tract book in the Auditor's  
office of said County of Adams  
and that said tract of land was  
assigned to the said Michael Croble  
& D<sup>1/2</sup> Croble by a partition of  
partition in the Adams probate  
Court of said County of Adams  
in the year of our Lord 1847.



Cable deed recorded Record &  
Parties made at the November

Page 453

Texas, 1847, Nov 10<sup>th</sup>

No 265

Witness of the Deeds

of

Wm B. Lewis Deeds

Book of title

to Lewis

\_\_\_\_\_



State of Indiana  
 Adams County

The undersigned being called upon to appraise the East half of the North East quarter of section number thirty two (32) in Township (28) North Range (14) East - 80 Acres in the District of lands subject to entry and sale at Fort Wayne, Indiana.

do value and appraise the said E 1/2 N 2/4 of sec 32 at five dollars and fifty cents per acre amounting in the whole to the sum of four hundred and forty Dollars

John McCornell  
 O. T. Card Appraiser

Subscribed and sworn to in Open Court August 20 1853

J. L. [unclear]  
 By [unclear] clerk  
 Appraisers fees 50 c each \$1.00

80  
 5 1/2  
 40 0  
 40  
 440

3



State of Indiana Court of Common Pleas  
Adams County August 20 1853

James C Lively Administrator  
of the Estate of William H Lively Decd

vs-

James C Lively, Sally Caraway,  
Thomas Lively, Nancy Hedrick  
Elizabeth Vannon, Arden Lively  
Charley Lively & The Unknown  
Heirs of John Lively Decd

~~James C Lively, Sally Caraway,  
Thomas Lively, Nancy Hedrick  
Elizabeth Vannon, Arden Lively  
Charley Lively & The Unknown  
Heirs of John Lively Decd~~

Comes now the said  
Unknown heirs of John Lively  
deceased by Wm G Spencer Esqr  
their Guardian ad litem. And for  
answer to said petition say they know  
no good cause why the land in said  
petition mentioned should  
not be sold for the purposes therein  
mentioned and find forth and  
pray the Court to preserve the  
right of the Minors

Wm G Spencer  
Guardian ad litem



State of Indiana  
Adams County  
Court of  
in the State  
of the Estate  
Respectfully  
An Order  
at the August  
the said  
due notice  
agreeable  
did on Saturday  
A.D. 1853  
Town of  
public Auction  
quarter of  
in Town  
North of  
District of  
Indiana. Est  
less. to own  
and six dollar  
value thereof  
That being the  
land and  
paid in hand  
-trator as  
Lively delivered  
of purchase  
Money having  
Administrato  
Honor to Co

Court of Common Pleas  
November Term A.D. 1853.  
To the Honorable Judge of the  
Court of Common Pleas of said County  
in the State of Indiana.  
James C. Lively Administrator  
of the Estate of William M. Lively deceased.  
Reports, that in pursuance of  
an Order of this Honorable Court, made  
at the August term thereof in 1853. He  
the said James C. Lively, after legal and  
due notice at the time and place of sale  
agreeable to the direction of the said Order  
did on Saturday the twenty ninth day of October  
A.D. 1853 at the Court House door in the  
Town of Spencer in said County sell at  
public Auction on the East half of the North East  
quarter of section Number thirty two (32)  
in Town - Section number twenty eight (28)  
North of Range number fourteen (14) East, in the  
District of land subject to duty and sale at Fort Wayne  
Indiana. Estimated to contain 80 Acres of land more or  
less. to own Clark Morrow for the sum of five hundred  
and six dollar that being more than two thirds of the appraised  
value thereof and he being the highest and best bidder and  
That being the highest and best price bidden for the  
land and that the said purchase money was all  
paid in hand to the said James C. Lively Adminis-  
-trator as aforesaid and that he the said James C.  
Lively delivered to the said Purchaser a Certificate  
of purchase of said land, the whole amount of said purchase  
Money having been fully paid to the said James C. Lively  
as aforesaid, he therefore Prays your  
Honor to confirm the same and appoint a



Commissioner to execute  
said purchase of the above  
James  
of W

conveyed to  
described lands  
Livy administrator  
of W  
Livy's estate

State of Indiana  
Adams County

Personally  
me Clerk of the Court of  
of said County. James C. Livy  
his oath with that the a  
just and true as he  
and did further with  
James C. Livy

appeared before  
Common Pleas  
Livy <sup>administrator</sup> and upon  
his report is  
truly believed  
not  
Livy

Subscribed & sworn to this 29<sup>th</sup>

of October 1883  
Ruggs clerk  
by W. G. Spencer  
deput

Estate  
of  
James C. Livy

Report of Sale

Filed Oct 29<sup>th</sup> 1883  
J. Ruggs  
By W. G. Spencer  
deput

7



with the personal property but that said land is probably worth about four hundred dollars  
 4<sup>th</sup> That the said William M Lively deceased died leaving his Brothers & Sisters namely James C Lively, Holly Caraway, Thomas Lively, Nancy Hedrick, Elizabeth Vernon, Jesse Lively & Charles Lively all of whom are over the age of twenty one years and the heirs of John Lively deceased his and Legatees of John Lively deceased his and Legatees legal representatives and that they the said James C Lively, Holly Caraway, Thomas Lively, Nancy Hedrick, Elizabeth Vernon, Jesse Lively, Charles Lively and the heirs of John Lively deceased are non residents of the State of Indiana.

5<sup>th</sup> That the said William M Lively died without having executed a will.

Your petitioner therefore prays that said heirs be notified of the filing and pendency of this petition according to law and that you honor may order the said land above described to be sold and made assets for the payment of debts according to the Statute in such cases made and provided and you petitioner in duty bound will ever pray &c

James C Lively  
 Administrator,

State of Indiana  
 Adams County

James C. Lively Administrator of the Estate of William M. Lively deceased doth solemnly swear according to law doth say upon his oath that all the matters and things set forth in the foregoing petition are true in substance and fact

Subscribed and sworn before me this 1<sup>st</sup> day of March A D 1853,

Samuel L. Ruggs

Clerk



State of Indiana  
Adams County  
Court.

Court of Common Pleas  
April Term A.D. 1853,  
To the Honorable Judge of said

Go - Petitioner Samuel B. Lacey  
Administrator of the Estate of William M. Lacey  
of Clinton County and State of Ohio <sup>Decedent</sup>

Respectfully represents to your  
Honor.

1<sup>st</sup> That the amount of personal property of said  
Estate which has come to his hands is about  
Seventy five ~~hundred~~ dollars and that he has  
paid out part of the proceeds of said personal  
property towards the costs of Administration  
2<sup>nd</sup> The amount of debts outstanding against the  
Estate of Decedent so far as can be ascertained  
amounts about Four hundred Dollars  
and that the personal Estate is insufficient  
to pay the same,

3<sup>rd</sup> That the W<sup>m</sup> M. Lacey <sup>Decedent</sup> was at  
the time of his death the owner of the following described  
real estate situated in the County of Adams  
and State of Indiana to wit; the East  
half of North East quarter of Section  
number thirty two (32) in Town - Ship  
number (27) North of range number  
fourteen (14) East 80 Acres. in the  
District lands subject to entry and  
Sale at Fort Wayne Indiana which is  
liable to be made assets for the payment  
of his debts. That the William M. Lacey <sup>Decedent</sup>  
died seized in fee simple of the above descri-  
bed land and tenements and that the said  
land was not inventoried and appraised.