

## Cr. Preferred claims.

1. Clerk's cost, balance	\$	\$46.62
Executor's services and expense balance		90
5 J.C.Sutton, Attorney balance		90.
25. Tax		3.70
26. "		3.26
27. Alfred Johnson, appraiser		2.50
28. Alonzo Shank "		2.50
29. Dan Fuhrer, funeral expense, cementing grave		5.00
30. H.S. Michaud appraiser		1.00
31. Gilliom Lumber Co. funeral expense, cement for grave		2.50
32. Berne Brick Co, funeral expense, brick for grave		3.20
33. G.O. Rayn, printing sale bills		1.50
34. H.S. Steele, Recorder, releasing mortgages		.80
35. Jacob Butcher, auctioneer's services		7.16
36. Lena B. Hossmann, nurse, expense last sickness		39.
37. Amos Steiner, expense last sickness, part		200.00
38. " " " " " balance and interest		73.82
39. Osa M. Graham, M.D. Medical services last sickness, part		100.00
40. " " " " " " " "		100.
41. " " " " " " " bal and int		42.42
42. J.M. Miller " " " " " and interest		187.25
43. J.S. Coverdale & Son " " " " " "		15.77
44. Wells Bros. undertaker's bill and interest		10.51
45. R. Meeks & Son " " " " "		143.90
Balance to fund for general creditors.		648.30
		<u>\$1820.71</u>

## 2. General creditors.

#	Name of claimant.	Amount allowed	Claim and interest	Per cent paid	Amount paid.
46.	Riley Bradford	85.05	90.90	10%	9.09
47.	R.M. Engle	210.56	225.15	"	22.51
48.	"	105.30	112.60	"	11.26
49.	David Falb	315.15	337.	"	33.70
50.	" "	26.17	28.	"	2.80
51.	Studabaker Bank	221.25	236.60	"	23.66
52.	John Snyder, Jr.	109.72	117.10	"	11.71
53.	Eugene Morrow	313.86	335.65	"	33.56
54.	J.P. Steiner	154.88	165.60	"	16.56
55.	Charles Yager, executor	116.70	124.70	"	12.47
56.	George E. Snyder	44.40	47.50	"	4.75
57.	Banke of Berne	102.26	108.60	"	10.86
58.	Amanda Gottschalk	280.68	308.70	"	30.87
59.	John Ensley	85.21	90.40	"	9.04
60.	Gottlieb Gerber	237.00	251.50	"	25.15
61.	Daniel Pontius.	223.33	237.00	"	23.70
62.	J.F. Knepper	23.02	24.40	"	2.44
63.	Geneva Lumber Co	8.38	8.85	"	.88
64.	Joseph A. Watson	219.80	233.25	"	23.32
65.	William Fleetwood	124.95	131.30	"	13.13
66.	Citizens Bank (Portland)	220.50	231.75	"	23.17
67.	Joseph Rich	111.45	117.00	"	11.70
68.	" "	224.04	235.80	"	23.58
69.	Wells Bros. Balance	7.50	7.80	"	.78
70.	George Uptegraft	250.62	263.50	"	26.35
71.	Morris Wells,	201.33	210.20	"	21.02
72.	AG. Briggs & Bro	43.04	44.60	"	4.46
73.	Samuel Oplinger	13.42	13.90	"	1.39
74.	L.L. Dunbar	15.	15.55	"	1.55
75.	Farmland State Bank	215.10	220.60	"	22.06
76.	First National Bank,	223.10	228.90	"	22.89
77.	Home Insurance Co.	31.50	31.70	"	3.17

Forward.



	Amount of claim	Claim and interest	Credits	Balance	%	Amount paid
Brought Forward.						\$483.55
78. Jacob J. Stahley.	224.83	240.40	24.	216.40	10	\$21.64
79. R.M. Engle	655.50	701.	180.	521.	"	52.10
80 "	546.42	584.50	200.	384.50	"	38.45
81. Robert Speicher	184.06	195.47	34.	161.30	"	16.13
82. Louis M. Coon.	55.70	59.15	18.	41.10	"	4.11
83. Henry Grandlinard	322.00	338.74	40.	298.60	" 29 <sup>86</sup>	29.86
84. M.E. Hutton.	81.11	84.00	20.	64.	"	6.40
Total.						\$652.24

Said executor further states and shows to the Court that heretofore in this cause he filed his petition to sell certain shares of capital stock in an oil company, that came into his hands as such executor. That certain persons who claimed to own an interest in certain shares of said stock as appears by the statements in said petition were made parties to said petition and appeared thereto, and such proceedings were had therein that all said shares were ordered sold in lots as claimed by said parties, and the proceeds of such sales were ordered held by this executor until the further order of this Court; that no order of this Court has since been made in reference to the disposition of such proceeds, and on account thereof this executor could not pay off the creditors of said estate until the proceeds of said sale have been ordered paid out by this executor. That this executor has paid off and discharged the items for which he claims credit at the numbers following:- 2 to 16, inclusive; 25 to 37, inclusive; 39 and 40; and that the items of credit at Nos. 1; 17 to 24, inclusive; 38; and 41 to 84 inclusive have not been paid, but this ~~creditor~~ <sup>estate</sup> now stands ready to pay the same upon the proper order of this Court;

Said executor further shows to the Court that one R.M. Engle claimed to own and hold 10 shares of said capital stock so sold as collateral security for said decedent on a note of \$500.00 which note was allowed as a claim against said decedent's estate in the sum of \$546.42 and now amounts to the sum of \$584.50; that ten shares of said stock were sold together and brought \$200.00; that this executor believes that said R.M. Engle is entitled to said \$200.00 as a payment on his said claim and has set out said \$200.00 item as a credit at No. 18, and deducted it from the claim of said Engle at No. 80 leaving a balance of \$384.50 on said claim to share with the other general creditor as appears at said item No. 80.

That one Samuel Oplinger claimed to own and hold 12 shares of said stock as collateral security for said Oplinger as surety for said decedent on a note given to said R.M. Engle in the sum of \$600.00 which note was filed and allowed as a claim against said estate in the sum of \$655.50 and now amounts to \$701; that 12 shares of said stock were sold together and brought \$180.00; that this executor believes that said Oplinger is entitled to have the proceeds of said sale of said 12 shares applied on said claim of R.M. Engle as a payment ~~on~~ thereon, and has set out said \$180.00 item as a credit at No. 21, and deducted it from the claim of said Engle at No. 79 leaving a balance of \$521.00 on said claim to share with the other general creditors of said estate as appears at said item No. 79.

That one Flavius J. Shepherd claimed to own and hold 22 shares of said stock as collateral security for said Shepherd as surety for said decedent on a note given to Henry Grandlinard in the sum of \$300.00 which note was filed and allowed as a claim against said estate in the sum of \$322.00 and now amounts to \$338.74; that 4 shares of said stock were sold together and brought \$40.00; that this executor believes that said Flavius J. Shepherd is entitled to have the proceeds of the sale of said 4 shares applied on said claim of Grandlinard as a payment thereon, and has set out said \$40.00 item as a credit at No. 19, and deducted it from the claim of said Grandlinard at No. 83 leaving a balance of \$298.60 on said claim to share with the other general creditors as appears at said item 83.



That one Jacob J. Stahley claimed to own and hold three shares of said capital stock so sold as collateral security for said decedent on a note of \$200.00 which note was allowed as a claim against said decedent's estate in the sum of \$224.83 and now amounts to \$240.40; that three shares of said stock were sold together and brought \$24.00; that this executor believes that said Stahley is entitled to said \$24.00 as a payment on his said claim and has set out said \$24.00 item as a credit at No. 22, and deducted it from the claim of said Stahley at No. 78 leaving a balance of \$216.40 on said claim to share with the other general creditors as appears at said item No. 78.

That one Robert Speicher claimed to own and hold four shares of said capital stock, in certificates of 2 shares each ~~to~~ as collateral security for said decedent on two notes which notes were filed and allowed together as one claim against said decedent's estate in the sum of \$184.06; and that there is now due on said claim \$195.47; that said four shares were sold in lots of 2 each and brought \$16 and 18 or \$34.00 for said four shares; that this executor believes that said Speicher is entitled to said \$34.00 as a payment on his said claim and has set out said \$34.00 item as a credit at No. 23 and deducted it from the claim of said Speicher at No. 81 leaving a balance of \$161.30 on said claim to share with the other general creditors as appears at said item No. 81.

That one Louis M. Coon claimed to own and hold two shares of said capital stock so sold as collateral security for said decedent on a note of \$135.00 which note was allowed as a claim against said decedent's estate in the sum of \$55.70 and now amounts to \$59.15; that two shares of said stock were sold together and brought \$18.00 that this executor believes that said Coons is entitled to said \$18.00 as a payment on his said claim and has set out said \$18.00 item as a credit at No. 20, and deducted it from the claim of said Coons at No. 82 ~~leaving a balance of \$41.10~~ leaving a balance of \$41.10 on said claim to share with the other general creditors as appears at said item No. 82

That one Marcellus E. Hutton claimed to own and hold two shares of said capital stock as collateral security for him as surety on a note of said decedent given to the Geneva Bank (Bank of Geneva), which note was ~~paid~~ paid off by said Hutton and filed as a claim against estate and allowed in the sum of \$81.11 and that there is now due thereon \$84.00; that said two shares of stock were sold together and brought \$20.00 that this executor believes that said Hutton is entitled to said \$20.00 as a payment on his said claim and has set out said \$20.00 item as a credit at No. 24, and deducted it from the claim of said Hutton at No. 84 leaving a balance of \$64.00 on said claim to share with the other general creditors as appears at said item No. 84.

Said executor further states and shows to the Court that the items designated as credits from Nos. 1 to 45 inclusive are either liens on the property of said decedent or preferred claims and debts, as he believes, and should be paid in full.

That said other items are general claims ~~and~~ as he believes and should only receive their pro rata share on distribution, to-wit: 10% as appears by said report.

That this report shows all the assets of said estate with which he is chargeable, and the items of credit which he has paid as hereinbefore set out are just claims against said estate and he is entitled to credit therefor, ~~and~~ as he verily believes.

And he asks that this report be approved and that he have an order of this Court to pay out the residue of said estate agreeable to this report and that upon the payment thereof and depositing the receipts therefor in this Court that he be discharged and for any further necessary order in the premises.

Andrew Gills Clerk  
S. J. C. Lutton <sup>Executor</sup> atty.



State of Indiana, Adams County, Set:-

Andrew Gottschalk, being duly sworn upon his oath says that the statements in the foregoing report are true in substance and in fact as he verily beleives; and that the same shows a true and complete *exhibit* of his administration of said decedent's estate, as he beleives.

Andrew Gottschalk

Subscribed and sworn to before me this September 22, 1908.

Frank C. Jorrmann

Notary Public.

Commission expires My Commission Expires Feb. 5, 1911.





State of Indiana, Adams County.

In the Adams Circuit Court, November Term, 1907.

Andrew Gettschalk, executor

vs

Answer of Louis M. Coon.

Robert M. Engle, et al.

The defendant, Louis M. Coon, for answer to the petition herein to sell shares of oil stock says:

That heretofore on May 6th, 1905, the decedent, Wilson H. Shepherd executed and delivered to this defendant his promissory note calling for the sum of \$135.00 due one year after date bearing six per cent interest *per annum* from date and providing for attorney fees for collection. That said note has been filed and allowed as a claim against said decedent's estate ~~and is~~ in the sum of \$ 55<sup>70</sup> which remains wholly unpaid.

The defendant further says that at the time of the execution of said note said decedent transferred and delivered to this defendant two shares of the capital stock of the Shepherd Oil Company, a corporation which shares of stock were then and there held and owned by said decedent as collateral security for the payment of said note; and that this defendant still owns and holds said shares of stock as collateral security as aforesaid.

And this defendant asks that said two shares of oil stock be ordered sold at private or public sale as to the Court may deem best, and that the proceeds thereof be first applied on the claim of this defendant, as aforesaid, and for any further equitable relief in the premises.

Butcher & Gorman  
Attorneys for Louis M. Coon.



State of Indiana, Adams County.

In the Adams Circuit Court, November Term, 1907.

Andrew Gottschalk, executor of last will

and testament of Wilson H. Shepherd, deceased

vs

Clarence C. Shepherd. et al.

Ans. by Gdn ad litem.

Comes now John Moran, guardian ad litem appointed by the Adams Circuit Court in the above entitled cause for Alta C. Pontius and Oral T. Pontius, minor defendants therein, and for answer to the plaintiff's petition herein, he answers and says that he denies each and every allegation in said petition contained.

John Moran  
Guardian ad litem for Alta C.  
Pontius and Oral T. Pontius.



State of Indiana, Adams County.

In the Adams Circuit Court. September Term, 1907.

Andrew Gottschalk, executor

of last will and testament of

Wilson H. Shepherd, deceased

VS

Answer by guardian ad litem

Clarence C. Shepherd.

et al.

Comes now Dore B. Evans, guardian ad litem appointed by the Adams Circuit Court in the above entitled cause, for Oral T. Pontius, minor defendant therein, and for answer to the plaintiff's petition therein, he answers and says that he denies each and every allegation in said petition contained.

Dore B. Evans  
Guardian ad litem for Oral T.  
Pontius.



The State of Indiana, Adams County, ss:

Andrew Gottschalk being duly sworn  
before the Clerk of the Adams Circuit Court of the County aforesaid, upon  
his oath says Wilson & Shepherd

departed this life in said County, intestate, as he believes, on the 15th  
day of May, 1907 That said Wilson & Shepherd  
left a personal Estate to be administered, of the probable value, as he is  
informed and believes, of Three thousand

dollars; and further said not.

Signed, Andrew Gottschalk

Sworn to and subscribed before me, this 20 day of May, 1907

David Jerber

CLERK.

(a)