

COMPOSITE
RECORD.

THE
PIONEER

D. ARBORN
QUINT
M. LEE

December Term 1853

157
Dues began and held at the Court
House in the city of Vincennesburgh
County of Dearborn and State of Indiana
before the Honorable Charles N. Shortt
Judge of the Court of Common Pleas
of Said County of the term of December
in the year of our Lord one thousand
eight hundred and fifty three

In the Matter of the Estate
of Patrick O'Brien
Solomon O'Brien Adm'r.

Be it Remembered that on the 19th
day of May in the year 1853 an application of Solomon O'Brien
which application reads as follows to-wit:
State of Indiana Dearborn County &c

Solomon O'Brien being duly
sworn before the Clerk of the Court of Common Pleas of the
County aforesaid upon his oath states that Patrick O'Brien
deceased this life in said County intestate as he believes on the
day of August 1851: That said Patrick O'Brien left a
personal estate to be administered of the probable value
as affiant is informed and believes of three hundred dollars
and further says not

signed

Solomon O'Brien
sworn to and subscribed before me this 19th day of May
1853.

Cornelius O'Brien Clerk

Letters of Administration were granted to him on the Estate
of Patrick O'Brien deceased late of Dearborn County
State of Indiana who thereupon executed Bond as
such Administrator in the penalty of Six Hundred dollars
with abner Dill as security, the said Administrator
was duly sworn and said Letters Bond and oath
duly recorded

attest

Cornelius O'Brien Clerk

And afterwards on the 6th day of June 1853 the same
being the 15th Juridical day of the June term of said Court
began and held as aforesaid before the Honorable William
S. Holman Judge of said Court the following Proceedings

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31	1 table pitcher & cradle	21
32	1 Brass Kettle	25
33	1 Copper do	1 50
34	1 pot & 2 ovens & Milette	40
35	one Iron Kettle & pot	1 00
36	Rifle Gun	3 00
37	1 Water hogs head	1 25
38	Churn & tub & barrell	1 00
39	1 Stand	25
40	1 Port barrel 1 barrell & tub	50
41	1 old Basket	05
	1 note of hand Due the Estate	10 55
		\$ 192 85

Witness our hands & seals May 26th 1853

William Schutt *W.S.*
Joseph Moulgony *J.M.*

State of Indiana
Dearborn County

I Salomon O'Brien administrator of Estate of Patrick O'Brien deceased swear that the foregoing is a true and complete inventory of all the personal Estate of said decedent which has come to my knowledge and also of the property taken by the widow on the 25 day of May 1853

Salomon O'Brien

Sworn to in Open Court June 6 1853.

C O'Brien Clerk

And afterwards on the same day said administrator files the following Petition which reads as follows to wit
State of Indiana Dearborn County.

Salomon O'Brien Administrator of the estate of Patrick O'Brien deceased Respectfully Represents to the Court of Common Pleas of said County that it would be of more advantage to the Estate of the decedent that all the personal property belonging thereto which was not taken by the widow should be sold at private sale for the reason that there is but a small amount of property in all not amounting to more than \$42. that it would not

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justify the expense of a public Sale & therefore pray that
an order be made that he be granted herein

Salomon O'Brien

Sworn to in open Court June 5th 1853

L O'Brien Clerk

From which it appears that it would be for the interest of
said Estate that the personal property of said deceased
shall be sold at private Sale there being but a small
amount left not heretofore taken by the widow and the Court
being satisfied of the truth of the matter in said Petition
let forth order and direct that said Administrator do
sell the said property at private Sale for not less
than its full appraised value

And afterwards on the 20th day of June 1853 the same
being the 13th Judicial day of the June term of said Court
began and held as aforesaid before the Honorable William
S Holman Judge of said Court, the following proceedings
were had herein to wit.

The Court now here examine the action
of the Clerk in vacation in the granting of the aforesaid
Letters of Administration and the Bond and the security
taken by said Clerk from said Administrator and do
now ratify and confirm the action of said Clerk in
the granting of said Letters and approve the Security
taken in said case.

And afterwards on the 12th day of September 1853 the same
being the 7th Judicial day of the September term of said Court
began and held as aforesaid before the Honorable William
S Holman Judge of said Court, the following proceedings
were had herein to wit

Now comes said Administrator
and files a Sale Bill of the personal property of said
deceased

Accounts of the Sale of the personal property of Patrick
O'Brien deceased sold by Salomon O'Brien at the
late Residence of the decedent at Public Sale on the 25
day of July 1853.

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No	Name of Article	To whom sold	\$	c
3	1 Grind Mill	Wm D'Brien	11	25
3	1 Barrel	"		25
4	2 Hoes	"		20
8	1 Bencher	"	6	00
9	Dining table	"	3	00
10	Mantel clock	"		75
15	Bread box and tatters	"		15
19	table	"		90
24	2 boxes and Trunks	"		25
25	Basket and trunk	"		10
27	5 chairs	"		50
28	1 trunk	"		5
29	3 Baskets	"		15
30	Dog Irons & Shovel and tongs	"		75
31	Table pitcher	"		20
32	1 Brass Kettle	"		30
33	1 copper Kettle	"	1	60
34	1 Pot 2ovens one Milet	"		50
35	1 Iron Kettle and pot	"	1	00
36	1 Rifle Gun	"	3	00
37	1 Water Hogshead	"	1	30
38	1 Churn & Barrels	"	1	20
39	1 Stand	"		30
40	2 Barrels & tub	"		50
41	2 old Baskets	"		10

All the property sold at private sale by authority of or on behalf of
 of Court the William O'Brien on & credit of hands

Note collected

1055

 144.85

State of Indiana Dearborn County ss.

I Salomon O'Brien
 Clerk of the Sale of the personal property of Patrick O'Brien
 dec'd swear that the foregoing Sale bill is a true account thereof
 Salomon O'Brien

Subscribed & Sworn to before me the 15th day of Sept 1853
 J. J. Dettler Notary Public

And afterward on the 5th day of September 1854 the same
 being the 1st Judicial day of the September term of said
 Court began and held as aforesaid before the Honorable

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William S. Hoalman Judge of said Court the following proceedings were had herein to-wit-

At this time comes said Administrator and files a Report of his trust verified by affidavit

Partial Report of Solomon O'Brien Administrator of the Estate of Patrick O'Brien deceased said Administrator Reports to the Court as follows viz-

Whole amount of appraisement of personal property	192.95
Whole amount of Sale bills of Dr	194.85
Difference between appraisement & sale	2.90
Law chargeable per Inventory of personal Estate	192.85
For difference between appraisement & sale by sales more than Dr	2.00
	<u>194.85</u>

I claim credit for goods taken by Widow	150.00
For amt paid John G. Dunn printer	1.00
For Land & Dutwiler	5.00
amt in hands of Admr \$38.95	156.00

The above Report is as full as it now is within the Power of the Admr to make There are a large amount of Debts not remaining unpaid & but little means in his hands to expect however by the next term of Court to be able to raise the amount required by sale of crops (asam &c) & thereby be enabled to file his final report at that time

Solomon O'Brien

Sworn to in open Court Sept 4. 1854

Cornelius O'Brien clck

And the Court having examined said Report do accept the same and the final settlement of said estate is continued until the next term of this Court and said Administrator is ordered to pay the costs of said citation out of his own funds-

And afterwards on the 1st day of September 1856 the same being the 1st Judicial day of the September term of said Court began and held as aforesaid before the Hon William S. Hoalman Judge of said Court the following proceedings were had herein to-wit-

At this time comes said Administrator and files his application in writing verified by affidavit

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For the Continuance of Said Estate until the next term of this Court and the Court having seen the same order Said Estate continued and said application as before to above reads as follows to wit.

State of Indiana)
Dearborn County)

Solomon O'Brien Administrator of the Estate of Patrick O'Brien deceased makes Report that he cannot make final Settlement of Said Estate at the present term of this Court for the reason that the purchase money for the real Estate sold by him is not fully paid yet and that the same is not due and he that the Settlement of Said Estate be Continued

Solomon O'Brien

Sworn & Subscribed in open Court Sept 15th 1856

Samuel S. Jones clerk

And afterwards on the 5th day of March 1857 the same being the 3rd Juridical day of the March term of Said Court began and held as aforesaid before the Honorable Charles N. Shoote Judge of Said Court the following proceedings were had herein to wit. - on application the Settlement of Said Estate is Continued until the next term of this Court. -

And afterwards on the 8th day of December 1857 the same being the 1st Juridical day of the December term of Said Court began and held as aforesaid before the Honorable Charles N. Shoote Judge of Said Court, the following proceedings were had herein to wit. -

Now at this time comes Said Administrator and on final Settlement of Said Estate he files his Report and account current herein in these words to wit.

State of Indiana)
Dearborn County)

The undersigned administrator of the Estate of Patrick O'Brien deceased submits the following final report to wit, That he is Chargable with amount of

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Inventory not taken by Widow	\$4685
Cost of first payment on Sale of Land	533.33
Amount of deferred payments on Land Part of Decree for same assigned to C. O.'Brien	<u>735.90</u>
Total Amount Chargeable to Admnr	\$1104.08

That he is Entitled to credit for the following amounts paid out by him to wit

No 1 Paid Sam & Osterley attys fees	1 500
" 2 Paid S P Chew printer	1.00
" 3 Dr Bunker Doctors bill for lost Sickness	20.00
" 4 D Banister da da	8 00
" 5 A Showalter for Store goods	4.75
" 6 B Rogers Auditor on loan	7 70
" 7 da da	7 70
" 8 E J Crosby da da	7 70
" 9 Dr Torbet for Medical Service	6.00
" 10 Paid S P Chew Printer	3 75
" 11 Paid debts claim of Annman	35.77
" 12 Paid Phoebe A'Brien her Claim	37.00
" 13 Paid C O'Brien assgt of Patrick O'Brien claim agst Estate	736 83
" 14 Paid Mortgage & notes of the Estate against Debtors	110.00
" 15 Paid Clerk Cost of Court	49.20
" 16 Paid T & C Hazlay attys fees	29.00
" 17 Paid Connelly & McKinley for appraiser	1 00
" 18 Paid Merritt Hubbel for Sweeney & Sibs of appraisers	50
" 19 Paid Bookwalter for Printing	2.00
" 20 da	6 00
" 21 Administrators account	<u>39.00</u>
	1117.90

Leaving a Balance due Said Admnr of 13 83
Said Administrator says that Said Estate is fully administered and that the above and foregoing is a full true and complete account of the same.

Solomon O'Brien

Subscribed & Sworn in open court Dec 7th 1857

Samuel S Jones Clerk

And the Court having seen and examined said account and the vouchers filed therein order the same

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To be entered and the vouchers filed to be passed to the order
of Said Administrator in full discharge of his trust as
such

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This began and held at the Court House in the City of Lawrenceburg County of Dearborn and State of Indiana before the Honorable Charles M. Foster Judge of the Court Common Pleas of Said County of the term of December in the year of our Lord one thousand eight hundred and fifty seven.

In the Matter of the Estate of Patrick O'Brien deceased }
Salomon O'Brien Administrator } Petition to Sell Real Estate

Be it remembered that on the 5th day of December 1857 the same being the 5th Judicial day of Said Court began and held as aforesaid before the Hon William S. Holoman Judge of Said Court the following proceedings were had herein to wit:

Now comes Said Administrator and files a Petition herein verified by affidavit praying for an order to sell certain Real estate of Said decedent for the payment of debts which Petition reads as follows

State of Indiana)
Court Common Pleas)
Dearborn County)

To the Judge of Said Court
Salomon O'Brien Administrator of Estate of Patrick O'Brien deceased makes Report, that Reports on file show the facts following and that the Personal Estate of Said decedent in his hands is as follows:

Admrs Sale Bill \$ 194.85
and that Said Administrator paid out of Estate 156.00
leaving in his hands \$ 38.85

and which is the total amount of personal Estate which has or will come into his hands of Said Estate as far as he has any knowledge Said Administrator further says that the claims outstanding against Said Estate are as follows filed and allowed

Claims of Patrick O'Brien \$ 618.95
Thomas Sumner (2 notes) not allowed 33.00
Dr Powers claim not allowed 4 00

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Dr. Debt	6,500
Ordnance Court Exp of Adm	75 00
Ordnance School fund loan	118 50
	<hr/>
	809 50
deduct money on hand out debt	39 95

leaving that personal estate will not pay to sum of \$ 809. 50
and he says that the Personal Estate will not pay the debts
allowed agst said Estate by said Adm \$ 809. 50
and said Adm states that said decedent died seized
in fee simple of the following Real Estate in said County
of Dearborn the East half of the North East quarter of Section
twenty five Township eight of Range three west lying and
being in the County and State aforesaid which said land is
subject to right of Dower of Phoebe O'Brien Widow of
said decedent. Said land being of the probable value
of Two thousand Dollars but is so situated that it
cannot be divided and sold in parcels without injury
to the interest of the owners and that it is necessary that
the same should be sold & made assets for the payment
of debts due from said Estate. Said decedent left
surviving him the following children and heirs to wit:
Residence and age as follows, Phoebe O'Brien widow
of said decedent Dearborn County Indiana, Experience
Richard, daughter married to Isaac Richards, over 21 years
Residence Switzerland County Indiana, Salomon O'Brien
over 21 years old Dearborn Co Indiana, Patrick O'Brien
William O'Brien Do Elizabeth O'Brien Do, William H O'Brien
infant child of Bazella Melv O'Brien Son of said decedent,
said Bazella being dead aged about 10 years Residence
Switzerland Co Indiana, O'Brien daughter
of said Bazella aged about 6 years Residence Switzerland
Co whose first name is unknown to Petitioner and said
Administrator prays that said heirs may be made defen-
dants to this Proceedings and duly notified of the same
and that the Court will order and direct said Land to be
sold and made assets to pay the debts due from said
Estate as prescribed by Law that the same be made at
private sale Salomon O'Brien Admtr.

Salomon O'Brien being sworn makes affidavit that

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the matter and things contained in said Petition and
true to the best of his knowledge and belief.

Salomon O'Brien

Sworn to and subscribed in open Court Dec 6 1857
B. O'Brien

Whereupon it is ordered by the court that notice be given
to the heirs of said deceased of the filing and pending
of said Petition as the Statute requires and this matter
is continued.

And afterwards on the 15th day of March 1858 said
Administrator filed in the Clerk's Office of the District
Common Pleas Court the following appraisement of the
Real Estate of Patrick O'Brien deceased which apprais-
ment reads as follows to wit.

State of Indiana
Dearborn County

We Bryant Connelley and Samuel McKinley
swear that we will honestly appraise the Real Estate of
Patrick O'Brien deceased which may be exhibited to
us to help us God

Bryant Connelley
Samuel McKinley Appraisers

Subscribed & Sworn to before me this 6th day of January 1858
Mint Habbell Justice of the Peace

An Inventory of the Real Estate of Patrick O'Brien deceased
taken by Salomon O'Brien Administrator and appraised
by said appraisers

Description of Property, The East Half of the North East
quarter of Section 25 Township 8 of Range 3 West in
Dearborn Co Ind. Subject to the right of Dower of the
widow of said deceased thereon.

And we the appraisers aforesaid under our oath appraise
value our said appraise said Real Estate Subject to
the right of Dower of the widow of said deceased herein
at fifteen Hundred Dollars \$ 1500, 00

Bryant Connelley
Samuel McKinley Appraisers

Salomon O'Brien Administrator

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And afterwards on the 18th day of March 1855 Said Administrator filed in the clerk's office of the Common Pleas Court the following notice to sell Real Estate of Said deceased Patrick O'Brien which notice was in substance
Petition to sell Real Estate In the Matter of the Estate of Patrick O'Brien deceased

Notice is hereby given that William O'Brien Administrator of said deceased has filed his petition to sell certain Real Estate in said Petition described the personal Estate of said deceased being insufficient to pay his debts. The said petition will be heard at the next term of the Court of Common Pleas of Dearborn County Indiana to be holden the first Monday in March 1855. Witness Cornelius O'Brien Clerk of said Court at Lawrenceburg this 18th day of January 1855
January 19. 1855
Cornelius O'Brien Clerk
C O'Brien

The State of Indiana
Dearborn County

on this day personally came before me the undersigned clerk of Court of Common Pleas within and for said County A Book Walter Publisher of the Democratic Register a weekly newspaper of general circulation printed and published in Lawrenceburg in the County aforesaid, who being duly sworn by me sooth that the advertisement hereto annexed was published three weeks successively in said newspaper the first publication thereof being made on the 19th day of January 1855
A Book Walter

Subscribed and sworn to before me this 6th day of March 1855

C O'Brien Clerk

And afterwards on the 7th day of June 1855 the same being the 1st Judicial day of the same term of said Court began and held as aforesaid before the Honorable William S. Holman Judge of said Court the following proceedings were had herein
To wit.

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It is ordered by the Court that notice of the filing and pendency of said Petition be given to the Heirs of said decedent as the Statute requires and this matter is continued.

And afterwards on the 11th day of September 1855 the same being the 2nd Juridical day of the September term of said Court began and held as aforesaid before the Honorable William S. Holman Judge of said Court the following proceedings were had to-wit: New Comes said Administrator and files an inventory and appraisement of the Real Estate of said decedent in said Petition mentioned and described which inventory and appraisement reads in the words and figures following to-wit: Said Inventory and appraisement as inserted above. And he also files proof of the publication of notice of the filing and pendency of said petition as the Statute requires and the same reads as follows to-wit: Petition to sell Real Estate

In the matter of the Estate of Patrick O'Brien deceased. Notice is hereby given that Solomon O'Brien Administrator of said deceased has filed his petition to sell certain Real Estate in said petition described the personal estate of said deceased being insufficient to pay his debts, the said petition will be heard at the next term of the Court of Common Pleas of Dearborn County Indiana to be holden on the first Monday in September 1855. Witness Cornelius O'Brien clerk of said Court at Lawrenceburgh this 20th day of June 1855

Cornelius O'Brien Clerk
C. O'Brien

The State of Indiana Dearborn County ss.
Personally came before me the undersigned a Justice of the peace within and for the County and State aforesaid of lawful age who being by me duly sworn according to law upon his oath says that he posted and set up in Jackson Township of Dearborn County State of Indiana

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printed notices (of which the attached is a true copy) in
three of the most public places in said Township that
said notices were posted and set up by him on the
thirteenth day of July A.D. 1855. and that said Township
of Jackson in Dearborn is the Township in which the
real estate sought to be sold, is situate and
further saith not.

Subscribed and sworn to before me this 25 day of
July A.D. 1855 witness my hand and seal.

Joseph Montgomery

George S. Williams Esq
Justice of the peace

And the said Phebe O'Brien widow of said decedent
Experience Richard and Isaac Richards her husband
Salomon O'Brien Sr Patrick O'Brien Jr William
O'Brien and Elizabeth O'Brien all of whom are
over the age of seventy one years being three times solemnly
and audibly called, come not but have wholly made
default. and on motion the Court now appoint Carter
Caglay Guardian ad Litem for William J O'Brien
and Miles O'Brien the infant Heirs of said decedent
mentioned in said petition who accept said appoin-
tment and now files their answer to said petition
and the same reads as follows to wit.

Salomon O'Brien Adm'r of the Dearborn County of
of Patrick O'Brien dec'd Common Pleas

vs
Experience Richards et al

Comes said William J O'Brien and Miles O'Brien infant defendants herein
by Carter Caglay their Guardian ad Litem and for
answer to said petition say, that they know nothing
about the matters and things contained in said petition
and pray that all matters and things that will in any
way affect their rights may be strictly proven.

Carter Caglay
Guardian ad Litem

And the Court being satisfied that due notice of the
pendency of said petition had been given according

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to show and having inspected the said Petition and heard proof in support of the matters stated therein find the same to be true and order and direct that said Administrator file an additional Bond in the sum of three thousand Dollars that being double the amount of the appraised value of said Real Estate conditioned according to Law, which Bond is now executed and filed with Patrick O'Brien and William Schutte as surety and the same is approved by the Court, and reads as follows to-wit:

Know all men by these presents that we Solomon O'Brien Patrick O'Brien and William Schutte are bound under the State of Indiana in the penal sum of Three thousand Dollars to pay which we jointly and severally bind ourselves our heirs executors and administrators sealed and dated the 5th day of March 1855. The condition of the above obligation is that as the above bound Solomon O'Brien as Administrator of the Estate of Patrick O'Brien deceased has filed a petition for an order by the Court of Common Pleas of Dearborn County to sell all the Real Estate of the said deceased. Now if the said Solomon O'Brien will faithfully discharge the duties of his trust according to Law then the above obligation is to be void else to remain in full force in Law.

Solomon O'Brien Seal
Patrick O'Brien Seal
William Schutte Seal

Approved the 5th day of March 1855 by the Court
Cornelius O'Brien Clerk
C. C. P. of Dearborn County

State of Indiana Dearborn County ss.
I Patrick O'Brien swear that I am worth over and above my indebtedness fourteen hundred dollars or I believe to help me so.

Subscribed and sworn to in open Court the 5th day of March 1855.

Patrick O'Brien
C. O'Brien Clerk
C. C. P. of Dearborn County

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State of Indiana Dearborn County

I, William Schutte swear that I am worth one and above
my indebtedness Two thousand dollars and believe
to help me God

William Schutte

Subscribed and sworn to in open Court the 5th day of
March 1855

W. O'Brien Clerk

C. J. of Dearborn County

And the Court now order and direct that the said
Administrator advertise and sell said Real Estate
in said petition and appraisement described to wit
The East half of the North East quarter of Section
Twenty five (25) Township number eight (8) Range
Three (3) West in Dearborn County, State of Indiana
Subject to the right of Dower of the Widow of said
decedent therein and that he sell the same at the
door of the House on said premises in Jackson
Township Dearborn County Indiana at public Auction
upon the following terms to wit. One third of the
purchase money in hand one third in six months
with interest the other third in twelve months with
interest the purchaser to give his notes for the deferred
payments without relief from Valuation Laws secured
by mortgage on said premises and the Court further
order and direct that said Administrator shall not
sell said Real Estate at less than two thirds of its
appraised value and that he give notice of the time
place and terms of said sale, and said Administrator
is directed to make Report of his proceedings herein
at the next term of this Court.

And afterwards on the 5th day of September 1855 the same
being the 3rd Judicial day of the September term of said
Court began and held as aforesaid before the Honorable
William S. Holman Judge of said Court, the following
proceedings were had herein to wit.

At this time came said Administrator
and filed his Report herein praying for a continuance of said

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case, and for a further order of said Court for the sale of said Real Estate, which upon reads as follows to wit: State of Indiana Dearborn County, before me on or about the 1st day of December 1857, I the Hon. Judge of said Court, Solomon O'Brien, of Patrick O'Brien, respectfully deposes that at the last term of this Court, he was ordered to sell certain Real Estate of said decedent to wit, The E 1/2 of the N E 1/4 of Sec 25, Town 8 R 3 W in Dearborn County, subject to the right of Dower of the widow in said premises that as ordered by this Court he gave notice of said sale and offered the same at public sale and the same was bid off by Samuel Hummonell for 1200 \$ that said Samuel Hummonell refused to complete said purchase and has left this State as petitioner is informed and that he cannot now as your Petitioner is informed be made to pay for the same He therefore prays that the Administrator may be ordered again to advertise and offer same land for sale as before ordered
 Solomon O'Brien

Sworn to and subscribed in open Court Dec 5 1857
 C O'Brien clerk

And the same having been seen and inspected by the Court, it is ordered that said Administrator proceed to make sale of the Real Estate mentioned and described in the order of this Court made herein at its last term, pursuant to said order after giving due notice of the same as required by law and said order of Court.

And afterwards on the 5th day of March 1856 the same being the 3rd Judicial day of the March term of said Court began and held as of aforesaid before the Honorable William S. Holman Judge of said Court, the following proceedings were had herein to wit: At this time comes said Administrator and files proof of the Publication of notice of the Sale of said Real Estate and the same reads as follows to wit:
 Administrators Sale of Land

By order of the Court of Common Pleas of Dearborn County, State of Indiana the undersigned

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Administrator of the Estate of Patrick O'Brien deceased
will on Wednesday February 20th 1856 at one o'clock P.M.
of clear day at the door of the frame house on the premises
hereinafter described in Jackson Township Dearborn County
State of Indiana offer at Public Sale the following de-
scribed Real Estate to wit. The East half of the North East quarter
a section number twenty five (25) in Township number
eight (8) of Range three (3) West in said County of Dearborn
State of Indiana subject to the right of Donor of the widows
of said deceased. Said Real Estate appraised at \$1,500
Subject to said Donor right and will be offered for sale
at public auction at the time and place above named to
the highest bidder for not less than two thirds the appraised
value thereof, one third of the purchase money cash in hand
one third in six months and the other third in twelve months
from the day of sale, the purchaser to give notes with
approved security bearing interest from date waving
valuation laws and secure the same by mortgage on
the premises

May 9, 1856

Salomon O'Brien Administrator

The State of Indiana
Dearborn County

Personally appeared before me, the undersigned
a Notary Public in and for said County of Dearborn
at Porter Chew Editor and publisher of the independent
Press a public weekly Newspaper of general circulation
printed and published in the city of Lawrenceburg
in the County aforesaid, who being duly sworn upon his
oath saith that the notice of which the attached is a true
copy, was duly published in said paper for four
weeks successively, the first of which publication was
on the 16th day of January 1856, and the last on the
13th day of February 1856

A. P. Chew

Subscribed and sworn to before me this 4th day of March 1856
witness my hand and notarial seal

Carter Gazlay N.P.

And also files his Report of the Sale of said Real
Estate, and the same reads as follows.

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Now the Deafborn Court of Common Pleas March Term 1858
 vs the Honorable William S. Salaman Judge of said
 Court. Salaman & Co. Administrators of the Estate
 of Patrick O'Brien deceased would most respectfully
 make Report that he did in pursuance to the order of this
 Court heretofore made in this cause proceeded to give
 notice of the time place and terms of the sale of the
 Estate half of the North East quarter of Section number
 twenty five (25) in Township Number Eight (8) Range
 Number three (3) West in Dearborn County State of Indiana
 by Publishing notice thereof in the Independent Press a
 public newspaper of general circulation printed and
 published weekly in the City of Lawrenceburg Dearborn
 County State of Indiana for more than four weeks
 immediately preceding the twentieth (20) day of February 1856
 (the day fixed upon in said notice for the Sale of Sale
 of said Real Estate and he gave the following further notice
 of the said Sale to wit: by Posting and setting up printed
 notices thereof for more than four weeks previous to said
 day of Sale in five of the most public places in said
 Dearborn County, one of which was on the Court House
 Door and three of which were posted and set up in
 Jackson Township in said County it being the Township
 in which said Real Estate is situate. And he did afterwards
 on the twentieth (20) day of February 1856. pursuant to said
 notice upon said Real Estate in Jackson Township
 aforesaid between the Hours of One and two O'clock
 in the afternoon of said day proceed to offer said
 Real Estate for Sale at public Auction or outcry and
 then and there sold the said East half of the North
 East quarter of Section Number twenty five (25)
 in Township number (8) Eight of Range three (3) West in
 Dearborn County State of Indiana to Patrick O'Brien
 for the Sum of One thousand Dollars he being the
 highest and best bidder therefor and that Sum being
 the highest bid therefor and two thirds of the appraised
 value thereof. And said purchaser then and there
 paid the cash in hand the Sum of three hundred
 and thirty three dollars and thirty four cents and

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Executed and delivered to me his forerunning notes
bearing interest from date and without relief
from valuation and appraisement here for the
other two thirds of said purchase money one note
for \$333 1/3 payable six months after date and one
note for \$333 1/3 payable twelve months after date
and said purchaser is to give a mortgage on said
premises to secure the payment of said notes And said
Administrator prays the Court to approve of this Report
and to confirm the sale herein reported and order
that a conveyance of said Real Estate be made to
said purchaser and that he execute a mortgage &c

Solomon O'Brien Admin.
by T. C. Gaglay his atty

State of Indiana Dearborn County Et.

"Before me Carter Gaglay a Notary Public within
and for said County personally came Solomon
O'Brien the Administrator aforesaid and being
by me duly sworn on his oath says that the above
and foregoing Report is true and is a complete
report of his proceedings in the sale of said Real
Estate

Solomon O'Brien

Subscribed and Sworn to before me this 5th day of March
A.D. 1856

Carter Gaglay Notary Public

Which Report being seen and examined by the Court
and all things touching the same the same is approved
and the sale of the Real Estate therein Reported is confirmed
and said administrator is ordered to make a Deed
of said land to Patrick O'Brien or the purchaser
thereof and that said purchaser execute and deliver
to said Administrator a mortgage upon said land
to secure the deferred payments and that he pay for
the making and recording said mortgage. And this cause
is continued until the next Term of this Court.

And afterwards on the 3^d day of June 1856 the same being
the 1st Judicial day of the same term of said Court began and
held as aforesaid before the Honorable William S. Holman
Judge of said Court the following proceedings were had
therein to wit.

December Term 1857

At this time comes said Administrator under provisions of the order made herein at the last term of the Court files a Deed duly executed to Patrick C. Brien to the purchaser of said real Estate and the same reads as follows to wit:

"This Indenture made this Twenty fifth day of April AD 1856. By and between Solomon C. Brien Administrator of the Estate of Patrick C. Brien deceased and Patrick C. Brien Sr. Witnesseth that herebefore to wit at the December Term AD 1854 of the Court of Common Pleas of Dearborn County State of Indiana, Solomon C. Brien Administrator as aforesaid filed in open Court his petition praying for the Sale of The East half of the North East quarter of Section number twenty five East in Township number Eight (8) Range three (3) west in Dearborn County State of Indiana (the said Patrick C. Brien having died seized and possessed of said Real Estate) for the purpose of Paying the debts of said decedent, and making parties dependant thereto Phoebe C. Brien widow of said decedent, Experience Richards Isaac Richards Solomon C. Brien Patrick C. Brien Sr. William C. Brien, Elizabeth C. Brien & William J. C. Brien Son and C. Brien daughter of Bazilla Miles C. Brien deceased. And afterwards to wit at the September Term of said Court of Common Pleas of the year 1855. Said Court upon a hearing of said Cause ordered and directed that said Administrator proceed to sell said Real Estate at public Auction See probate order Book No. 3 of said Court on pages 93 and 94. which said Book and pages are here referred to. And afterwards to wit at the March Term of said Court of Common Pleas of the year 1856 said Solomon C. Brien Administrator as aforesaid filed in said Court his report of the Sale of said real Estate, which report among other things stated that he said administrator did on the twentieth (20) day of February AD 1856 upon the said Real Estate between the hours of one and two o'clock in the afternoon of said day proceeds to offer said real Estate at public Sale and that he then and there sold the same to Patrick C. Brien Sr. for the sum

December Term 1857

of one thousand dollars he being the highest and best bidder therefor and that said being the highest and best bid therefor and two thirds of the appraised value thereof and that said purchaser paid in hand on the day of sale the sum of \$333 1/3 one third of said purchase money and gave his promissory notes for the other two thirds of said purchase money bearing interest from date without relief from valuation laws, one note payable six months after date and the other payable twelve months after date and the said Court then and there approved and confirmed said sale and ordered and directed that said administrator make to said purchaser a deed of conveyance of said Real Estate in fee simple. See Probate order Book No 3 of said Court of Common Pleas page 217 to 219 which is referred to. Now therefore Solomon O'Brien Administrator of the Estate of Patrick O'Brien deceased in pursuance of the orders of Court and proceedings aforesaid do hereby bargain sell and convey to Patrick O'Brien Sr and to his heirs and assigns forever "The East half of the North East quarter of Section number twenty five (25) Township number Eight (8) of Range three (3) West in Dearborn County State of Indiana Subject to the right of Power of the widow of said decedent, To have and to hold the same together with all the privileges and appurtenances to the same belonging to the said Patrick O'Brien Sr his heirs and assigns forever in fee simple, as fully as I am authorized by Law and the proceedings of Court aforesaid to convey the same. In testimony whereof I have hereunto set my hand and Seal this the day and year first above written

Solomon O'Brien (Seal)
Administrator of the Estate of
Patrick O'Brien deceased

State of Indiana
County of Dearborn

On this Twenty fifth day of April
A D 1856 personally Came before me Carter Gaspar a Notary Public
within and for Dearborn County State of Indiana

December Term 1857

Salmon P. Kim the above named administrator and acknowledged the execution of the above and foregoing Deed of Conveyance and that the same was his Voluntary Act and Deed for the uses and purposes therein mentioned.

In testimony whereof I have hereunto set my hand and notarial seal

Carter Gazlay
Notary Public

And the Court after having seen and examined said Deed do approve and confirm the same and order that it be recorded in the complete record of this cause and administrator is allowed two Dollars for making said Deed