

CHRONOLOGY

The following is a brief chronology of events pertaining to the estate of James Anderson (1796-1881) as revealed in the documents that follow.

-1881-

- 23 Jun--About 12 o'clock midnight James Anderson died intestate at his residence in Taylor Township, Fulton County, Pennsylvania.
- 09 Jul--Jonathan Anderson takes an oath to become administrator of the estate of his father, James Anderson, deceased.
Jonathan Anderson submits an "Inventory and Appraisement of the Personal Property of James Anderson... deceased." It lists debts to James Anderson:

<u>Debtor</u>	<u>Amt. Owed</u>
Samuel H. Anderson (his son)	\$ 243.72
Levi Anderson (presumably his son)	321.93
Mary A. Carmack (relationship unknown)	15.20
John A. Henry (neighbor)	<u>250.00</u>
Total	<u>\$ 830.85</u>

It inventories some 38 kinds of personal property with a total value of \$20.36.

-1882-

- 06 Jan--Jonathan Anderson petitions the Orphans Court [in Pennsylvania the court that handles all wills and estate matters] describing the land that belonged to his father and asking that this land be either divided up among the heirs or, "if such partition cannot be made thereof," that the land be appraised "according to law."
- 10 Jan--The above petition is read and filed and the requested inquest is awarded.
- 10 Feb--A writ (regarding the above petition) is issued ordering the sheriff to choose a jury of "6 free, honest and lawful men of his bailiwick" to carry out the request of Jonathan Anderson's petition.
- 05 Apr--The sheriff and six jurors, along with some of James Anderson's heirs ("as many as chose being present") inspect the premises of James Anderson, deceased ("to wit: A tract of land containing one hundred and forty acres, more or less") and decide that the land cannot be divided "without prejudice to or spoiling the whole." They appraise the land at \$8.54 1/16 per acre for a total value of \$1195.83.
- 10 Apr--Orphans' Court confirms the decision and appraisal of the jurors and orders the heirs notified.
- 11 May--The heirs of James Anderson are ordered to appear at Orphans Court "on Tuesday next following the 2nd Monday of June next" to take the land of James Anderson deceased at the appraised amount or "to show cause why the same should not be sold."
- 17 May--A deputy sheriff personally serves the court's order on the widow Frances Anderson, on Jonathan Anderson, and on Jane (Anderson) Wible.
- 23 May--The deputy serves the court's order on Mary (Anderson) McDonald.
- 12 Jun--The deputy appears before the clerk of the Orphans' Court to indicate that he has served the court's order as indicated above and also on Sarah (Anderson) Figard, Samuel Anderson, Martha (Anderson) Wible, Levi Anderson, David Anderson, and John Anderson by publishing a notice in the Fulton Democrat for four successive weeks and by sending a marked copy addressed to each of them at "their respective post offices."
- 13 Jun--The deputy having done his work and no heir "agreeing to take the premises" the Court orders Jonathan Anderson to sell "the said Real Estate by public vendue or out-cry."

- 14 Sep--Jonathan Anderson, following the specific directions of the court, attempts to sell the land but receives no bids. He then "offered and sold the land to Elihu Anderson" (whose relationship to the deceased, if any, is not indicated).
- 10 Oct--Jonathan Anderson comes to the court asking them to confirm the sale of the land to Elihu Anderson. The Court amends its previous order so that the sale to Elihu Anderson is confirmed and orders Jonathan Anderson "to make a deed to the purchaser."

-1883-*

- 13 Apr--The Clerk of the Court records a statement regarding the Estate of James Anderson "showing a balance in the hands of Jonathan Anderson, Administrator, of _____."

-1885-

- 23 Sep--James Anderson, son of Septimus and grandson of James Anderson (1796-1881), "now over the age of twenty-one years," comes to the court to cite his uncle and guardian Samuel H. Anderson asking that he be required "to file his final account " of James estate--implying, I suppose, that the felt that Samuel owed him money.
- 19 Oct--James Anderson's citation is read and filed by the court.
- 30 Nov--The court cites Samuel H. Anderson as requested by James Anderson.

-1886-

- 20 Mar--An "alias citation" is awarded giving Samuel H. Anderson until 15 Apr to "file and account."
- 15 Apr--The alias citation is issued.

-1887-

- 13 Oct-- A George Smith petitions the court saying that "no distribution of the funds in [Administrator Jonathan Anderson's] hands has been made" and citing an unpaid but unspecified debt of Samuel H. Anderson. Smith asks the Court to appoint an auditor to investigate. The Court appoints an auditor.
- 25 Oct--"Com. issued."

Thus the documents run out and the chronology ends--or better said, is interrupted.

*Please insert:

- 09 Mar--Jonathan Anderson files his "first and final account" of the estate of James Anderson deceased. (See Document M.)

■ James (1796-1881) and Mary (Horton) Anderson

DOCUMENTS

Document A (pp. 1D-2D) was originally a printed form with blanks to be filled in. This copy was typed from a "xerox" copy. As it is typed here, words written in (in long hand) are underlined. Words not underlined are part of the printed form.

The rest of these documents are typed from "xerox" copies of long-hand entries in the court records indicated. Words or letter [bracketed] were not quite clear to the typist but are probably correct as typed. Words or letters bracketed and with a question mark were quite unclear to the typist, and what is typed here is a guess.

References given are as they were penciled in on the "xerox" copies by the clerk who prepared them. Any line of type that is not a part of the document (references, comments, etc.) begins with a ■.

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*See note, p. 13D.

DOCUMENT A

REFERENCE: ADMINISTRATION BONDS, VOL. 3, p. 53.

\$500. 00

No 53

100

Know all Men by these Presents, That we,

Jonathan Anderson, John A. Henry and William Baker Are held and firmly bound unto the Commonwealth of Pennsylvania, in the sum of Five Hundred (500.\$) Dollars to be paid to the said Commonwealth, or their certain Attorney or Assigns. To the which payment well and truly to be made, we bind ourselves jointly and severally, for and in the whole, our heirs, executors and administrators, firmly by these presents.

Sealed with our seals, dated the 9th day of July, A.D., 1881

The Condition of this Obligation is such, That if the above bounden Jonathan Anderson Administrator of all and singular the goods, chattels and credits of James Anderson, late of Taylor Township, deceased, do make or cause to be made, a true and perfect Inventory of all and singular the goods, chattels and credits of the said deceased, which have come or shall come to the hands, possession or knowledge of him the said Administrator or into the hands or possession of any person or persons for him and the same so made do exhibit or cause to be exhibited, into the Register's Office, in the County of Fulton, within thirty days from the date hereof; and these same goods, chattels and credits, and all others the goods, chattels and credits of the said deceased at the time of his death, which at any time after shall come to the hands, or possession of the said Jonathan Anderson, Administrator or into the hands and possession of any other person or persons for him do well and truly administer according to law. And further, do make or cause to be made, a just and true account of his said administration, within one year from the date hereof, or when thereunto legally required, and all the rest and residue of the said goods chattels and credits which shall be found remaining upon the said Administ[trator's] account, the same being first examined and allowed by the Orphan's Court of the county having jurisdiction, shall deliver and pay into such person or persons as the said Orphan's Court, by their decree or sentence, pursuant to the law, shall limit and appoint, and shall well and truly comply with the laws of the Commonwelath relating to Collateral Inheritance, and if it shall hereafter appear that any last Will and Testament was made by the said deceased, and the same shall be proved according to law, if the said Admr being thereunto required, do surrender the said Letters of Administration into the Register's Office aforesaid, then this obligation to be void, otherwise to remain in full force.

Sealed and delivered in the presence of

R. A. McDonald

Renunciation of widow & heirs

Filed, July 9th A.D., 1881.

Jonathan Anderson (SEAL)

John A. Henry (SEAL)

William Baker (SEAL)

Tax .50
Reg'r 4.75
\$ 5.25

■ James (1796-1881) and Mary (Horton) Anderson

DOCUMENTS, P. 2D

■ DOCUMENT A (Concluded)

No. 53

PENNSYLVANIA:

FULTON COUNTY, ss.

You, Jonathan Anderson do Swear, that as Administrator of the Estate of James Anderson late of Taylor Twp, deceased, you will well and truly administer the goods and chattles rights and credits of said deceased, according to law; and make a true and perfect Inventory thereof, and exhibit the same in the Register's Office, at McConnellsburg, within thirty days from the date hereof; and within thirty days from the day of sale, file a Vendue List in said office, and also a just and true account and settlement thereof, in one year, or when thereto lawfully required; and will also diligently and faithfully regard, and well and truly comply with the provisions of the law relating to Collateral Inheritances.

Sworn and subscribed before me this 9th
day of July, A.D., 18 81.

Jonathan Anderson

R.A. McDonald Register.

FULTON COUNTY, ss.

Before me, R.A. McDonald Register of Wills, &c., in and for said County, personally appeared Jonathan Anderson who being duly qualified according to law, doth depose and say that James Anderson, late of the township of Taylor, in said County, deceased, did die on the 23rd day of June, A.D., 18 81, at his residence in Taylor Township about 12 O'Clock mid-night.

Jonathan Anderson

Sworn and subscribed before me, this
9th day of July, A.D., 18 81.

R.A. McDonald, Register.

And Now, to Wit: July 9th, A.D., 18 81, Letters of Administration ----- in the form of law, were granted to Jonathan Anderson of the Estate of James Anderson late of Taylor Township deceased.

R.A. McDonald Register.

■ DOCUMENT B

■ REFERENCE: RULES MINUTE BOOK, VOL. 1, P. 116.

Anderson
James, dec'd's Estate
On the 9th day of July, A.D. 1881., Letters of Administration on the estate of James Anderson, late of Taylor Township, deceased, were granted to Jonathan Anderson Sureties, John A. Henry and William Baker, renunciation of widow & heirs filed.

Bond No 53, for \$ 500 00/100.

Administrator Sworn by
R.A. McDonald
Register.

DOCUMENT C

REFERENCE: APPRAISEMENT, VOL. 1, P. 265.

Estate of James Anderson, decd

Inventory and appraisement of Personal Property

Fulton County, SS:

Before the subscriber, Clerk Ct. Com. Pleas in and for said county, personally came John A. Henry and Wm Baker, two disinterested and competent persons, who being duly qualified according to law, did depose and say, that they will well and truly, according to the best of their skill and judgement, value and appraise the goods and chattels, rights and credits, which were of James Anderson late of the township of Taylor, deceased, and a true and conscionable appraisement thereof make according to law.

Sworn and subscribed before me this 9th day of July A.D. 1881.

John A. Henry
William Baker

R.A.McDonald
Clerk

Inventory and Appraisement of the Personal Property of James Anderson late of Taylor Township deceased,

	\$	¢		\$	¢
			Amount bro't forward	834	48
Note on Samuel H. Anderson	150	00	½ Bushel Measure		35
Interest	93	72	1 Peck Measure		25
Note on Levi Anderson	120	00	3 Old Forks		25
Interest	22	90	1 Hay Do.		45
Do. Do. Levi Anderson	50	00	1 Dung Hook		17
Interest	9	65	2 Shovels		25
Do. Do. Levi Anderson	100	00	1 Corn hoe		22
Interest	19	38	1 Scythe and rake		10
Do. Do. Mary A. Carmack	15	00	1 Grain Cradle		50
Interest	20		1 Double Shovel Plow		50
Do. Do. John A. Henry	100	00	Grind Stone		10
Do. Do. Do. Do.	150	00	1 Cider Mill	3	25
			1 Tar Bucket		05
1 Box old Iron	17		1 Box & Barrel		20
Old Planes	25		2 Baskets		15
Smith tools	27		1 Dutch oven & Jars		05
Old Irons	30		1 Iron Kettle		75
Do. Chains	10		1 Copper Kettle	1	50
Tongue Chains	25		1 Harrow		67
Spreaders	45		1 Sled		10
Pot Chain	22		1 Set Buggy Harness	3	50
Log Chain	75		2 Do. Harness		1 00
Two Axes	20		1 Do. Check Lines	1	37
1 Mattock	62		1 Riding Bridle		10
Bucket & Jug	05		1 Horse Collar		75
Amount forward	834	48	1 Lot of Old Harness		15
			Amount Forward	851	21

"Do." means ditto. The total amount owed James Anderson is \$830.85. The total value of the property listed here is \$20.36.

DOCUMENT D

REFERENCE: ORPHANS' COURT, VOL. 15, PP. 234-5.

[???? James
Anderson, Dec] 'd
[???? ?] it
[?????].

To the Honorable, the Judges of the Orphans' Court of Fulton County and State of Pennsylvania.

The petition of Jonathan Anderson of Taylor township said County, respectfully sheweth:

That he is a son and heir at law of James Anderson, late of the Township of Taylor, County and State aforesaid. That his said father lately died intestate, siezed in his demesne as of fee of and in a certain tract of land, situate in in the Township, County and State aforesaid, containing one hundred and forty, acres, more or less, adjoining lands of Wm. Baker, William Grove, John A. Henry, Ab[nr]. Morts, heirs, Jane Wible and your petitioner, and leaving to survive him a widow, Frances Anderson and nine children, viz: 1. your petitioner, 2. Jane, intermarried with William Wible, (now deceased) 3. Mary, intermarried with Wm. McDonald, all residing in said county of Fulton, 4. Sarah, intermarried with George Figard, residing at Six Mile Run, Bedford County, Pa.. 5. Samuel Anderson, 6. Levi Anderson 7. Martha, intermarried with James Wible, all residing in Huntingdon County, Pa.. 8. David Anderson, residing at Cooperstown, Brown County, Illinois, 9. John Anderson residing at Pleasantville, Marion County, Iowa, and also the four following named grand-children, minor children of Septimus Anderson, a deceased son[,] viz: 1. Mary intermarried with Alexander Everhart residing in Fulton County aforesaid, and having for her Guardian Isaac G. Bratton, of same County, 2. Frances, intermarried with Scott Cutchall, 3. James Anderson, 4. Samuel Anderson all having for their guardian the said Samuel Anderson residing in Huntingdon County, as aforesaid. He further represents that the real estate of the said intestate has been, since his death, held by said heirs at law, together and undivided and that no partition or valuation thereof has been made.

He therefore prays the Court to award an inquest to make partition of the premises aforesaid, to and among the representatives of the said intestate in such manner and in such proportions as by the laws of this Commonwealth is directed, if such partition can be made without prejudice to or spoiling the whole thereof, but if such partition cannot be made thereof, then to value and appraise the same and make return of their proceedings, according to law.

Jonathan Anderson.

Fulton County, SS: |

| Before me, Clerk of the Orphans' Court within and for said County of Fulton, personally came Jonathan Anderson[,] the petitioner, who being duly sworn, according to law, deposes and says that the facts set forth in his foregoing petition are just and true, to the best of his knowledge and belief.

Sworn and subscribed to
before me the 6th day of January
A.D.. 1882.

Jonaⁿ Anderson,

W.H.Nelson,
Clerk O.Ct.

Petition for writ of partition read and filed January 10th 1882 and on motion of Attorney Robinson inquest awarded.

By the Court:

W.H.Nelson.

Clerk.

Writ issued Feby' 10th 1882.

DOCUMENT E

REFERENCE: ORPHANS' COURT, VOL. 5, PP. 272-4 (PARTITION).

Estate of James Anderson, dec'd, Inquisition on Real Estate.

At an Orphans' Court, held at McConnellsburg for Fulton County, on the 10th day of January 1882 before the Honorable D. Watson Rowe, President and John Daniels and Samuel L. Buckley, Associates, Judges of [our] said Court. The petition of Jonathan son and heir at law of James Anderson, late of the Township of Taylor, in said County, deceased was presented, setting forth: "That he is a son and heir at law of James Anderson late of the township of Taylor, County and State aforesaid. That his said father lately died intestate, siezed in his demesne as of fee and in a certain tract of land situate in the township, County and State aforesaid, containing one hundred and forty acres, more or less, adjoining lands of Wm Baker, William Grove, John A. Henry, A[lni?] Morts' heirs, Jane Wible and said petitioner, and leaving to survive him a widow Frances Anderson and nine children viz[:] 1." The petitioner, 2." Jane, intermarried with William Wible, (now deceased,) 3." Mary, intermarried with William McDonald, all residing in said county of Fulton. 4." Sarah, intermarried with George Figard, residing at Six Mile Run. Bedford County, Pa.. 5." Samuel Anderson, 6." Levi Anderson, 7." Martha, intermarried with James Wible, all residing in Huntingdon County, Pa.. 8." David Anderson, residing at Cooperstown, Brown County, Illinois, 9" John Anderson, residing at Pleasantville, Marion County, Iowa, and also, the four following named grand-children, minor children of Septimus Anderson, a deceased son, viz: Mary, intermarried with Alexander E[ver]hart, residing in Fulton County, aforesaid, and having for her Guardian Isaac G. Bratton of same county, 2." Frances, intermarried with Scott Cutchall, 3. James Anderson, 4 " Samuel Anderson, all having for their Guardian, the said Samuel Anderson, residing in Huntingdon County, as aforesaid, And representing that the real estate of the said intestate has been since his death, held by said heirs at law together and undivided, and that no partition or valuation thereof has been made."

And that said petitioner is desirous of having his share of said estate in severalty: and therefore praying the Court to award an inquest to divide the said premises to and among all the Heirs aforesaid, if the same can be done without prefudice to and spoiling the whole thereof--but if the same cannot be so divided, that the said Inquest inquire if the said premises will conveniently accomodate more than one of the said Heirs and if they find it will so accomodate more than one of the said Heirs without prejudice to and spoiling the whole, that they make partition thereof accordingly by metes and bounds and value and appraise each Purpart: but if the same will not conveniently accomodate more than one of said Heirs, that ey then value and appraise the whole premises, undivided, and make return of their proceedings to the next court after such Inquisition shall be held.

Whereupon the court did order and direct that the Sheriff (after first giving due and legal notice) in his proper person, with 6 free, honest and lawful men of his bailiwick, do hold an inquest on the premises aforesaid, and divide or value the same according to the prayer of the petitioner, and make return thereof to the said court.

Seal of the Orphans' Court Fulton Co. Penna

In testimony whereof I have hereunto set my hand, and affixed the seal of said Court at McConnellsburg, this 10th day of February A.D.. 1882.

W.H.Nelson, Clerk

82 0210

DOCUMENT E (Concluded)

REFERENCE: ORPHANS' COURT, VOL. 5, PP. 272-4 (PARTITION).

Fulton County, SS: |

An inquisition inde[n]ted and taken at Taylor township in said county of Fulton, this 5th day of April Anno Domini 1882, before Noah K. Li[nn], Esq, High Sheriff of said county, by the oaths and affirmations of the jurors whose names and seals are hereunto annexed, good and lawful men of my bailiwick, who say upon thier oaths and affirmations: That having been taken by the said Noah K. Li[nn], High Sheriff, as aforesaid, in his proper to the premises described in the [wr?]it to this inquisition annexed, and the parties in said [wr]it named having been severally warned, and as many as chose being present, they report as follows: That the property and premises aforesaid, to wit: A tract of land containing one hundred and forty acres, more or less, adjoining lands of Wm Baker, Wm Grove, John A. Henry, Al[ni?] Morts' heirs, Jane Wible and others, situate, lying and being in said township of Taylor, County of Fulton, cannot be divided without prejudice to or spoiling the whole, and therefore, that they have valued and appraised the same, and do value and appraise the same at the sum of \$ 8.54 1/16 per acre, amounting in the aggregate to Eleven and ninety-five and 83/100 dollars, a draft of said premises being hereunto annexed.

In testimony whereof, as well I the said Sheriff, as the Jurors aforesaid to this inquisition have set our hands and seals, the day and year above written
N. K. Li[nn], Sheriff. (seal)

William Baker. (seal)
J. W. Fleming. (seal)
Thomas W. Huston. (seal)
A. S. Clipp[ini?]ger (seal)
Nathan B. Henry (seal)
John A. Henry (seal)

Costs:

Sheriff Li[nn] and Printers \$ 15.42
Jury (6 jurors at .75 ea. 4.50
Attorneys Sharpe & Robinson 20.00 Recd this fee 20\$ of W.H.Nelson
Clerk Nelson 5.00 Jno. A. Robinson.

[Es]tate of James
[An]derson, dec'd,
[In]quisition on
[R]eal Est..
[De]cree of the Court.

And now to wit. April 10th A.D.. 1882, Inquisition presented and on motion of Attyⁿ Robinson, confirmed, and usual rules, ordered to issue. Notice to be given to heirs residing outside the county by publication for three weeks in one newspaper published in the County of Fulton, and 21 days personal notice to be given to heirs residing within the county.

By the Court:
W.H.Nelson,
Clerk.

DOCUMENT F

REFERENCE: ORPHANS' COURT, VOL. 5, PP. 301-2; RULES & CITATION

Estate of James Anderson [???] Rule on [??????] take [or re?]fuse to take [Real? e]state.

Fulton County, SS: | The Commonwealth of Pennsylvania, To the Sheriff of said County, Greetings: Know you that at an Orphans' Court held at McConnellsburg in and for said County, on the 10th day of April A.D.. 1882, before the Honorable the Judges thereof, on motion of John A. Robinson, Esq. the court granted a Rule upon the heirs and legal representatives of James Anderson, late of Taylor Township in said county deceased, viz: Frances Anderson (widow) Jonathan Anderson[,] Jane, intermarried with William Wible, (now deceased) Mary, intermarried with William McDonald all residing in said county of Fulton[,] Sarah, intermarried with George Figard, residing at Six Mile Run, Bedford County, Pa.. Samuel Anderson, Levi Anderson, Martha intermarried with James Wible, all residing in Huntingdon County, Pa.. David Anderson, residing at Cooperstown, Brown County, Illinois[,] John Anderson, residing at Pleasantville, Marion County, Iowa: Also the following named grandchildren, minor children of Septimus Anderson, deceased, to wit: Mary, intermarried with Alexander Everhart residing in Fulton County aforesaid, and having for her guardian Isaac G. Bratton of said Fulton County; Frances intermarried with Scott Cutchall: James Anderson and Samuel Anderson, all having for their Guardian the said Samuel Anderson residing in Huntingdon County, as aforesaid, to be and appear at Orphans' Court to be held at McConnellsburg, in and for said county on the Tuesday next following the 2nd Monday of June next, to take or refuse to take the real estate of the said James Anderson, deceased, at the valuation thereof or show cause why the same should not be sold.

In testimony whereof I have hereunto set my hand and affixed the seal of said court at McConnellsburg, this 11th day of May A.D.. 1882, Fulton Co. W.H.Nelson, Clerk O. Ct. Penna

Fulton County. SS: | A.A.Kirk, Deputy Sheriff of said county being duly sworn according to law deposes and says that he served the within rule, personally on Francis Anderson, Jonathan Anderson and Jane Wible on May 17th 1882 and on Mary McDonald, personally, on the 23d of May 1882 and on Sarah Figard, Samuel Anderson, Martha Wible, Levi Anderson, David Anderson and John Anderson by publication of the annexed notice in the Fulton Democrat, for four successive weeks prior to the return day and sending marked copies of said papers to their respective post offices addressed to them. Isaac G. Bratton having waived service.

Before me this 12th day of June A.D.. 18[8]2 | A. A. Kirk, Deputy Sheriff. W.H.Nelson | Sh'ff L[???]s \$ 3.77 Clerk O.Ct. | Printers 7.65 \$11.44

DOCUMENT G

REFERENCE: ORPHANS' COURT, VOL. 5, P. 302, SALE OF REAL ESTATE

Estate of James
Anderson, dec'd,
[?eosee] of the
Court: to sell
real estate.

And now to wit, June 13th 1882, due proof of the service of the within Rule having been made and adjudged sufficient, and none of the heirs of the said James Anderson, deceased, appearing and agreeing to take the premises in the within rule mentioned and described, at the valuation thereof, it is ordered and decreed that Jonathan Anderson, Administrator of said deceased, make sale of the said Real Estate by public vendue or outcry on the premises, bond first to be given by him in the sum of \$2000.00 with two sureties, to be approved by one of the Associate Judges, notice of the time and place of sale to be given by 10. or more printed hand-bills put up in the vicinity of the said real estate, and be published in one newspaper published in the county of Fulton for three weeks previous to time of sale. Terms: One third cash on confirmation of sale, one third left after expenses are deducted, to be paid at the death of Frances Anderson, widow of decedent, to his heirs or their assigns,-- on which sum the said widow is to draw the interest annually during her life, from date of confirmation,-- and balance in one year from confirmation with interest, \$150. of 1st payment to be paid when property is knocked down.

By the Court:

W.H.Nelson.

Clerk.

Order issued July 24th 1882

DOCUMENT H

REFERENCE: ORPHAN'S COURT, VOL. 15, P. 321; SALE OF REAL ESTATE

<p>[E]state of Jas.. [A]nderson, dec'd, [P]etition of to [h?]ave order of [sa?]le amended.</p>	<p>To the Honorable, the Judges within named, I, Jonathan Anderson, Administrator of the within named James Anderson, deceased, do respectfully report and return, That having given due notice of the time and place of sale to which this attached, I did on the 14th day of September last expose the therein mentioned real estate to sale by public vendue or out-cry on the terms mentioned in said order and having rec'd no bid therefore, I then offered and sold the same to Elihu Anderson, of said county of Fulton for the sum of Ten hundred and fifty dollars and fifty dollars, on the following terms, to wit: One third of the sum left after deducting expenses, to be paid at the death of Frances Anderson, widow of said decedent, to his heirs, or their assigns, on which third the widow is to draw interest during her lifetime, payable annually, and the balance in three equal payments of which one is to be paid on confirmation of sale, one in one year and one in two years thereafter with interest on such from date of confirmation, he the said Elihu Anderson being the best bidder, and that the highest and best price bidden for the same; which sale I pray may be confirmed by the court Oct.. 10th 1882. Jonathan Anderson Administrator</p>
--	---

Same Estate
order of sale
and return.

Pennsylvania
Fulton County, SS:

At an Orphans' Court held at McConnellsburg in and for the said county of Fulton, before the Honorable D. Watson Rowe, Esq, President, and Hon. John Daniels and Samuel L. Buckley Esq's. Associates, Judges of the said court, on the 13th day of June, A.D.. 1882. The Sheriff of the said county of Fulton, to wit, Noah K. Li[nn], Esq, having at an Orphan's Court held at McConnellsburg, on the 10th day of April A.D.. 1882, returned an inquisition taken by the oaths and affirmations of six free, honest and lawful men of his baliwick, by which it appears that a certain tract of land situate in Taylor Township Fulton County containing one hundred and forty acres, more or less, adjoining lands of Wm Baker, Wm Grove, John A. Henry, Ab[ni?]. Morts' heirs, Jane Wible and others, of which James Anderson, late of said Taylor township died seized in his demesne as of fee, could not be parted and divided to and among all the heirs and legal representatives of the said deceased, without prejudice to and spoiling the whole, and that the inquest aforesaid had valued and appraised the same at and for the sum of Eleven hundred and ninety-five and 83/100 dollars (\$1195.83) and the court having confirmed the same, and none of the representatives having appeared to take the said real estate at the evaluation aforesaid, the court having granted a rule on all the heirs and legal representatives of the said James Anderson, deceased, requiring them to appear at the then next Orphans' Court to be held at McConnellsburg, in and for the said County of Fulton, to accept or refuse same at the said valuation.

Whereupon, on due proof of the service of the said rule having been made and adjudged sufficient and none of the heirs of the said James Anderson, deceased appearing and agreeing to take the premises in the said rule mentioned and described at the valuation thereof: It is ordered and decreed that Jonathan Anderson, Administrator of said deceased, make sale of said Real Estate, by public vendue or out-cry, on the premises, bond first to be given by him in the sum of \$2000.00 with two sureties to be approved by one of the Associate

DOCUMENT H (Concluded)

REFERENCE: ORPHAN'S COURT, VOL. 15, PP. 321-22; SALE OF REAL ESTATE (CONCLUDED).

Judges, notice of the time and place of sale to be given by 10. or more printed hand bills put up in the vicinity of the said real estate, and by publication in one newspaper published in the County of Fulton for three weeks previous to time of sale. Terms: one third cash on confirmation of sale, one-third left after expenses are deducted, to be paid at the death of Frances Anderson, widow of decedent, to his heirs, or their assigns-- on which sum the said widow is to draw the interest annually during her life.--from date of confirmation with interest. \$150. of 1st payment to be paid when property is knocked down.

By the Court:

In testimony whereof I have hereunto set my hand and affixed the seal of said court at McConnellsburg the 24th day of July A.D. 1882.

Seal of
the Orphans'
Court--
Fulton Co.
Penn

W.H.Nelson,
Clerk.

[Sa]me Estate
[Or]der amended
[an]d sale con-
[fi]rmed.

And now to wit, October 10th A.D.. 1882, order and return of sale read and filed and on motion of atty' Robinson, order of sale amended so as to conform to the terms on which the sale was made by administrator as within returned, and sale as so made and returned to Elihu Anderson, confirmed and the Administrator ordered to make a deed to the purchaser.

By the Court:
W.H.Nelson.
Clerk

IMPORTANT: SEE NOTE ON P. 13D

DOCUMENT I

REFERENCE: ORPHAN COURT, VOL. 5, P. 390. ACCOUNTS.

And now to wit, April 13th A.D.. 1883. Copy of the first, and final account of Jonathan Anderson, Administrator of James Anderson late of Taylor township, deceased, as passed by the Register of Fulton County, showing a balance in the hands of said Administrator of _____ with interest from April 9th 1883, came up for confirmation, and it appearing that due notice had been given according to law, and there being no exceptions filed, the same was confirmed.

By the Court:
W.H.Nelson,
Clerk.

The amount that should be in the blank above apparently was never filled in. In the left-hand margin next to the above account, partly off my copy, is the following:

[E]state of [J]ames Anderson, [D]eceased, Acct. [o]f Admin. Confd

Perhaps there was no balance and this is the proper way to indicate that fact.

DOCUMENT J

REFERENCE: ORPHANS COURT, VOL. 6, P. 255. RULES & CITATIONS.

October Term, 1885.

Petition of James Anderson for citation to Saul H. Anderson his guardian. To the Honorable, the Judges of the Orphans' Court of Fulton County. The petition of James Anderson respectfully represents: That Samuel H. Anderson was duly appointed the guardian of his person and estate by your Honorable Court. That he is now over the age of twenty-one years, and that his said guardian hath not made an account and settlement of his trust although often requested so to do. your petitioner therefore prays the court to issue a citation to the said Samuel H. Anderson, guardian, commanding him to file his final account in the Register's office according to law, or show cause why he should not do so, as provided by the 10th section of the Act of 29th March 1832 And he will ever pray &c

James C. Anderson.

Fulton County. SS:

Before me personally came James Anderson, the petitioner who being duly swo[r]n according to law. deposes and says that the facts stated in the foregoing petition are true.

Sworn and subscribed before me Sept. 23rd 1885.

James C. Anderson.

W.H.Nelson, Clerk

[S]ame Estate, [C]itation a- [w]arded. Read and filed October 19th 1885 and on motion of Atty' Robinson, citation awarded as prayed for, returnable to next time (January, 1886.)

(Nov 30th 1885. Citation awarded.)

By the court:
W.H.Nelson.
Clerk.

DOCUMENT K

REFERENCE: ORPHAN'S COURT, VOL. 16, RULES & CITATION [NO PAGE NUMBER GIVEN]

[Minors Est.]
James An-
derson. Cita-
tion to gr'dn'.

Pennsylvania,
Fulton Count, SS:

At an Orphans' Court held at McConnellsburg, on the 19th day of October A.D., 1885, before the Honorable William McClean Esq, President and Hons. John Daniels and Samule L. Buckley, Esqs, Associates, Judges of said Court, The petition of James Anderson was presented, setting forth: "That Samuel H. Anderson was duly appointed the guardian of his person and estate by your Honorable court. That he is now over the age of twenty-one years, and that his said guardian hath not made an account and settlement of his trust, although often requested so to do. And praying the court to issue a citation to the said Samuel H. Anderson, guardian, commanding him to file his final account in the Register's office according to law, or show cause why he should not do so, as provided by the 10th Section of the Act of 29th March 1832." Whereupon on motion of Atty' Robinson, citation awarded as prayed for, returnable to next term (Jan'y, 1886)

By the Court:

Seal of the
Orphans'
Court

In testimony whereof I have hereunto set my hand and affixed the seal of said Court at McConnellsburg, the 30th day of November A.D.. 1885.

W.H.Nelson, Clerk

Same Estate,
Alias Citation
awarded.

And now to wit, March 20th 1886, on motion of Atty' Robinson Alias citation ordered to issue requiring the guardian to file an account on or before the 15th day of May A. D.. 1886.

(Alias citation issued April 15th 1886.)

By the Court:
W.H.Nelson,
Clerk.

DOCUMENT L

REFERENCE: ORPHANS COURT, VOL. 7, P. 87. APP'T AUDITOR

Estate of James Anderson, dec'd. Petition for Auditor	In estate of James Anderson deceased. To the Honorable the Judges of the Orphan's Court of Fulton Count[y] The petition of Geo. A. Smith, respectfully represent[s] That the said James Anderson died siezed of a tra[ct] of land in Taylor Township upon which procee[d]ings in partition were had, after which the heirs refusing to take at appraisement the said real estate was sold by Jonathan Anderson Adm[.] for the sum of \$ That you petitioner then held a judgment in Common Pleas of said County to no. upon which a Scire Facias has since been issued to No. of T. 1887, which now amounts to about \$ against Saml H. Anderson who was one of the heirs at law of said decedent, and that said Ad[mi.] has not paid the same, although the said Samuel H. Andersons' share was sufficient to pay the same, and no distribution of the fund in Admins hands has been made. He therefore prays your Honors that an auditor may be appointed to distribute balance in the hands of of said Ad[mi], and he will pray &c
--	--

Same estate,
 M.R.Shaffner
 apptd Auditor

And now to wit. October 13th 1887.
 Esq. appointed auditor
 (Oct. 25th 1887 Com. issued.)

Geo. A. Smith.
 M.R. Shaffner
 By the Court:
 Wm McClean, P.[J.]

WEBSTER'S NINTH NEW COLLEGIATE DICTIONARY (1983) defines scire facias as "a judicial writ founded on some matter of record and requiring the party proceeded against to show cause why the record should not be enforced, annulled, or vacated."

 PLEASE NOTE

DOCUMENT M, FOLLOWING,
 WAS ACCIDENTALLY OMITTED
 FROM THE PROPER CHRONOLOGICAL SEQUENCE.
 IT SHOULD COME BETWEEN
 DOCUMENTS H AND I.

DOCUMENT M

REFERENCE: EX. ADMR'S AND GUARDIAN'S ACCOUNT VOL. 4, PP. 74-76.

Estate of James Anderson, deceased, account of Administrator

The first and final account of Jonathan Anderson, Administrator of the estate of James Anderson late of Taylor Township in the County of Fulton, deceased [???

The said accountant charges himself with all and singular the goods and chattels, rights, credits &c.. of said deceased as follows viz:

1881. Sept 10..	With amt.. for which he sold the goods.	
	Chattels &c.. of decedent.	\$ 198.19
	With note of Levi Anderson	120.00
	" interest on same to July 9" 1881	
	date of appraisement	22.10
	" another note of Levi Anderson	100.00
	" interest on same to July 9" 1881	19.38
	" another note of Levi Anderson	50.00
	" interest on same to July 9" 1881	9.65
	" " " said note from July 9" to April 9" 1883.	28.35
1882	" Amt rec'd. from Mary A. Carmack on note	10.00
Aug "	" cash recd.. from John A Henry, note	100.00
" "	" " " " Do. another	152.00
" "	" Small note of Levi Anderson	25.00
		<u>\$ 834.67</u>
	whole amount of charges \$ 8.34.67	
	" " " credits 4 22.42	
	Balance of Personal Estate \$ 4 12.25	

The said accountant also charges himself with the price for which he sold the real Estate of decedent to Elihu Anderson. viz:

for the Sum of	\$ 1050.00
Also with interest on \$400.00 for Six months	12.00
	<u>\$ 1062.00</u>

Cr

The said accountant claims a credit and allowance for the following payments and disbursements made by him from the moneys with which he has charged himself as aforesaid, viz:

1881 Jan 12.	By cash paid John [W.] Laid[ig]. School tax	\$ 3.29
Aug 12	" " " [F] Thompson calling sale	2.00
" 18	" " " John Madden funeral goods	1.50
Sept 10	" " " John A. Henry appr &c	1.25
	Amt forward	<u>\$ 8.04</u>

Same Estate account of Administrator continued

		Amt brot forward.	\$8.04
Sept 10"	By amt. paid Wm Baker appr &c		1.25
" "	" " " Thos W. Cus[lon] writing sale bills		1.00
Nov 2"	" " " J. W. Grove clerking sale &c		2.50
Dec. 3	" " " R A McDonald, fees		8.80
1882 Feb 10.	" " " Samantha J Anderson for services		11.00
" " "	" " " W. W. Bergstresser poor tax		2.28
May 29'	" " " John Haskins, for tombstone		25.00
June 28"	" " " Dr. D. A. Hill Med. bill		3.00

DOCUMENT M (CONTINUED)

REFERENCE: EX. ADMR'S AND GUARDIAN'S ACCOUNT VOL. 4, PP. 74-76 (CONT.).

Aug 2"	[By amt. paid]	Francis Anderson bal of 300\$ claim	202.24
Sept 2"	" " "	J.W. Grove for labor	13.33
Dec 1"	" " "	Wm [W]ei[ss] for tax	1.50
1882	" cash	Levi Anderson account	50.18
	" " "	[W.W.] Woodal Admrs notece	2.50
	" " "	Esq Ashton cost on suit with S. H. Anderson	55
	" " "	Jno. & Robinson fees paid J.A.R.	20.00
	"	Allowance to accountant	50.00
	" amt.	W. W. Nelson fees	5.00
	" " "	James Si[fr]es co tax	5.25
	" " "	Wm: Edwards road tax	3.75
	" " "	J.B. Barnett school tax	5.25
			<u>5.25</u>
			\$ 422.42

The within and foregoing credits are for payments made by him from the personal funds with which he has charged himself[,] [H]e claims credit also for the follow payments made from or on account of the real Estate Sold by him, viz:

By amt.. paid W.W.Nelson all costs	inquisition on real estate	\$ 46.43
By amt. paid Shff Li[nn], cost o[n] rule on heirs		11.44
" " " W.W.Nelson on order of sale and rule		5.00
" " " [W.W.]Woodal sale bills & adv R. Estate		9.63
" " " Jno A. Robinson bal of fees in	cluding writing deeds &c paid J.A.R.	8.00
" allowance to accountant		40.00
" amt paid W.H.Nelson on this acct		4.51
" " " Jas P. Forbes auctioneer		3.00
		<u>\$ 128.00</u>

Whole amt charged for realty	\$1062.00
" " of credits	128.00
Balance	<u>\$ 934.00</u>

Same Estate account of Administrator continued

Fulton County SS.
 Before me personally came Jonathan Anderson who being duly qualified according to law deposes and says that the foregoing account as stated is Just and correct to the best of his knowledge.
 Sworn before me
 Register
 Pennsylvania
 Fulton county SS.

DOCUMENT M (CONCLUDED)

REFERENCE: EX. ADMR'S AND GUARDIAN'S ACCOUNT VOL. 4, PP. 74-76 (CONCLUDED):

I certify that the foregoing is a true copy
of the first and final account of Jonathan Anderson, Administra-
tor of James Anderson, late of Taylor township, deceased as filed
in the Registers office of said county, examined passed and regu-
larly advertised for confirmation on Monday the 9th day of April next--

In testimony whereof I have
Register's hereunto set my hand and
office affixed the seal of said office
Fulton County at McConnellsburg the 9th day of
Pa March A.D. 1883

W.H. Nelson
Register

For confirmation &c See O. Ct Doc No. 5, p. 390

W.H.Nelson
Clerk O. Ct.

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