

Civil Case: Joseph Nuttman vs William & Catharine Brothers - foreclosure

William & Catherine Brothers	Mortgagors executing the mortgage	Feb. 21, 1859
William May	Received promissory note from William Brothers for 60.00	
David Erwin	Justice of Peace	
William May	Assigned said mortgage to J. D. Nuttman	Feb. 23, 1859
J. D. Nuttman	To receive payment from Brothers for property	
William & Catherine Brothers	Summoned to answer to Joseph Nuttman on complaint to foreclose	April 17, 1861
James B. Simcoke	Clerk	
Joseph D. Nuttman	Plaintiff - complaint for non-payment of mortgage	May Term 1861
William & Catherine Brothers	Defendants	
Joseph D. Nuttman	Asks judgment of 100.00 & foreclosure/sale of land	
David Studabaker	Attorney for plaintiff	

Roll No 20 (25)

Joseph D Nuttman
vs compt foreclosure

William Brothers
Catherine Brothers

1861

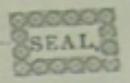
Box 15

State of Indiana Adams County, Set:

Before Me, David Erwin, a Justice of
the Peace in and for said County, this 21st day
of February 1859, appeared William
Brother & Catherine Brothers the within
named Mortgages and
acknowledged the execution of the annexed Mortgage.

Witness My hand and..... Seal.

David Erwin
J P



For value received I assign the within note and
Mortgage to J. D. Kuttman Feby 23, 1859
William May

William Brothers and Catherine Brothers
of Adams County, in the State
of Indiana Mortgage and Collateral to
William May

of Adams County, in the State
of Indiana the following Real Estate, situate in
Adams County, in the State

of Indiana, to-wit: It being the fractional
South half of Section fourteen (14)
in Township No twenty eight (28)
North of Range fifteen (15) East in the
district of land Subject to Sale at
St Wayne Indiana Containing
thirty three Acres & four hundredths
of an Acre

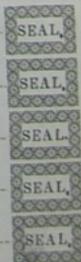
to secure the payment, when the Same becomes due, of
the following note of hand viz

Union Township February 21st 1859
one year after date for value received
I promise to pay Wm May or order
the Sum of Sixty dollars with
Interest from date waiving valuation
or Appraisment laws William Brothers

and the mortgagor, expressly agree to pay the sum of money above secured,
without relief from valuation laws.

In Witness Whereof, The mortgagor, has hereunto set their hands and seals
this twenty first day of February 1859

William Brothers
Catherine ^{her} Brothers
mark



State of Indiana } Court of Common Pleas of
Adam's County } Adam's County
May Term 1861

Joseph D. Tutman complains of William
Brothers and Catharine Brothers, and
says that the defendants executed a
mortgage conveying to William May
the tract of land therein described, as
security for the payment of a debt
evidenced by a note, a copy of each
of which is filed herewith, amounting
to Sixty dollars, ^{and the said May} ~~and~~ indorsed the
note and mortgage to the plaintiff
which yet remains unpaid; wherefore
the plaintiff asks judgment for One
hundred dollars, and the foreclosure
of the mortgage, and sale of the
property, or so much thereof as may be
necessary to pay his debt, and for other
proper relief David Studabaker atty for plff

Copy

William Brothers and Catharine Brothers
of Adams County, in the State of Indiana
Mortgage and warrant to William May
of Adams County, in the State of Indiana
the following Real Estate situate in Adams
in the State of Indiana to wit -

It being the
fractioned south half of Section (16) fourteen
in Township No Twenty eight (28) North,
of Range fifteen (15) east in the district
of lands subject to sale at Ft Wayne
Indiana, containing thirty three acres &
four hundredths of an acre - to secure the
payment, when the same becomes due
of the following note of hand viz.

Union Township February 21. 1859

One year after date for value received
I promise to pay Wm May or order the
sum of sixty dollars, with interest
from date, making valuation or apprais-
ement laws. William Brothers

and the mortgagors expressly
agree to pay the sum of money above
secured, without relief from valuation
laws.

In witness whereof, the mortgagors
have hereto set their hands and seals
this Twenty first day of February 1859

William Brothers
Catharine Brothers
mark

State of Indiana Adams County, Set.
Before me David Erwin a Justice of
the peace in and for said County, this
21st day of February 1859 appeared
William Brothers & Catherine Brothers
the within named mortgagors and ack-
nowledged the execution of the annexed
mortgage.

Witness my hand and seal

David Erwin Seal
J.P.

For value received I assign the within note
and mortgage to J. D. Huttman Feb 23, 1859
William May

THE STATE OF INDIANA, } SS.

Adams County,

To the Sheriff, of Adams County, Greetings

You are hereby Commanded to Summon
 William Brothers and
 Catharine Brothers

To appear in the Court of Common Pleas of Adams County, on the ^{10th} ~~Monday~~ Monday in
~~May~~ next, then there to answer Joseph D. Wittman
 on a complaint to foreclose a
Mortgage and of this summons make due return

Witness, the Clerk and seal of said Court, this 17th day of

April 1861

James B. Sincoke Clerk, C. C. P.