

# Hamilton Scott, et al vs James Beery, et al

Samuel Linton	Viewed, marked and proceeded to lay out road	Feb. 6, 1853
Andrew McDonald	Viewed, marked and proceeded to lay out road	
Philemon N. Collins	County Surveyer	
Aaron Brown	Complaint of planned road; it runs through his improved land	Feb. 16, 1853
Peter Kizer	Complaint of planned road; it runs through his improved land	Feb. 16, 1853
Hamilton Scott, et al	Plaintiffs	July 13, 1853
James G. Beery, et al	Defendants	
Josephus Martin	Summoned to testify on behalf of defendant	
Lemuel L. Holmes	Summoned to testify on behalf of defendant	
Benjamin Runyon	Summoned to testify on behalf of defendant	
Robert Simeson	Summoned to testify on behalf of defendant	
Theodore Diffenbaugh	Summoned to testify on behalf of defendant	
John Runyon Sr.	Summoned to testify on behalf of defendant	
Samuel L. Rugg	Clerk	
Hamilton Scott, et al	Plaintiffs	July 23, 1853
Peter Kizer, et al	Defendants	
P. N. Collins	Summoned to testify on behalf of defendant	
Samuel L. Rugg	Clerk	
Hamilton Scott, et al	Plaintiffs	July 26, 1853
James G. Berry, et al.	Defendants	
John G. French	Summoned to testify on behalf of plaintiff	
Josiah Crawford	Summoned to testify on behalf of plaintiff	
P. N. Collins	Summoned to testify on behalf of plaintiff	
Wm. French	Summoned to testify on behalf of plaintiff	
Morgan Smith	Summoned to testify on behalf of plaintiff	
Immanuel Conkle	Summoned to testify on behalf of plaintiff	
John G. Burdge	Summoned to testify on behalf of plaintiff	
Samuel L. Rugg	Clerk	
James Donohue	Deputy	
Hamilton Scott, et al	Plaintiffs	July 26, 1853
James G. Beery, et al	Defendants	
W. G. Spencer	Attorney for plaintiffs; list of those to be summoned	
Hamalton Scott	Plaintiff - rode base	No date
James G. Beery	Defendant	
Dell Donald	Sheriff; submit bill for fees	
Hamilton Scott, et al	Plaintiffs	Oct. 1, 1853
James G. Beery, et al	Defendants	
Josephus Martin	Summoned to testify on behalf of defendant	
L. L. Holmes	Summoned to testify on behalf of defendant	
Benjamin Runyon	Summoned to testify on behalf of defendant	
Robert Simison	Summoned to testify on behalf of defendant	
Theodore Diffenbaugh	Summoned to testify on behalf of defendant	
John Runyon	Summoned to testify on behalf of defendant	
P. N. Collins	Summoned to testify on behalf of defendant	
John Brown	Summoned to testify on behalf of defendant	
James Clendenen	Summoned to testify on behalf of defendant	
James G. Beery, Jr.	Summoned to testify on behalf of defendant	
S. L. Rugg	Clerk	
W. G. Spencer	Deputy	
Hamilton Scott, et al	Plaintiffs	Oct. 1, 1853
James G. Beery, et al	Defendants	
John G. French	Summoned to testify on behalf of plaintiff	
Josiah Crawford	Summoned to testify on behalf of plaintiff	
P. N. Collins	Summoned to testify on behalf of plaintiff	

Wm. French	Summoned to testify on behalf of plaintiff	
Morgan Smith	Summoned to testify on behalf of plaintiff	
Immanuel Conkle	Summoned to testify on behalf of plaintiff	
John G. Burdge	Summoned to testify on behalf of plaintiff	
S. L. Rugg	Clerk	
Hamilton Scott, et al	Plaintiffs	Oct. 6, 1853
James G. Beery, et al	Defendants	
Jesse Gray	Summoned to testify on behalf of plaintiff	
Jacob Shoemaker	Summoned to testify on behalf of plaintiff	
Arthur McHughes	Summoned to testify on behalf of plaintiff	
Abraham Marsh	Summoned to testify on behalf of plaintiff	
Joel French	Summoned to testify on behalf of plaintiff	
John Thomas	Summoned to testify on behalf of plaintiff	
Osborne Luig	Summoned to testify on behalf of plaintiff	
William Stockburn	Summoned to testify on behalf of plaintiff	
S. L. Rugg	Clerk	
D. M. Donald	Sheriff; submit receipt for serving fees	Oct. 16, 1853
Hamilton Scott, et al	Plaintiffs	Nov. 8, 1853
James G. Beery, et al	Defendants	
James Scott	Summoned to testify on behalf of plaintiff	
S. L. Rugg	Clerk	
W. G. Spencer	Deputy	
Hamilton Scott, et al	Plaintiffs	Nov. 9, 1853
James G. Beery, et al	Defendants	
William Barker	Summoned to testify on behalf of plaintiff	
S. L. Rugg	Clerk	
Hamilton Scott, et al	Plaintiffs	No date
James Beery, et al	Defendants	
Joseph Shoemaker	Asks court to strike his name from original petition	
Jacob Shoemaker	Asks court to strike his name from original petition	

To the Honorable Board of County Commissioners  
of Adams County in the State of Indiana

Your petitioners

Sam Brown of said County Respectfully  
Remonstrates against the location of a Road  
commencing at the North West Corner  
of Sec 16 in Town twenty five  
North of Range 13 East and thence  
along the section line between Sec ten  
and fifteen to the North East corner  
of Section 14 in same Town and Range  
for the following reasons which runs through  
the land owned by me some one half  
of a mile which is improved ~~where~~  
said proposed road passes through  
and his damages will be fifty  
dollars he therefore prays a review  
of said proposed Road and the  
assessment of his damages &c  
and he will ever Remonstrate &c  
Feb 16th 1853

Sam. Brown



Hammetton Scott. et al  
vs  
James Beery et al } Appeal

comes now  
~~William Barber~~ Joseph  
Shoemaker & Jacob Shoemaker  
~~by Counsel~~ and moves the Court  
to strike from the original petition  
their names and that they be permitted  
to no further prosecute their said  
suit - ~~Wm Barber & Shoemaker et al~~  
Joseph Shoemaker  
Jacob H Shoemaker  
Perules



SUBPOENA.

SOLD BY WILLIAM SHEETS, Indianapolis, Ind.

The State of Indiana,

TO THE SHERIFF OF Adams COUNTY:

You are hereby commanded to Summon James Scott

to appear in Adams Court of Common  
Pleas, on the 8 day of November, 1853, to testify  
in an action wherein Hamilton Scott & al is  
Plaintiff, and James G. Berry & al is Defendant, on  
behalf of the Plaintiffs and return this Summons.

Witness, This 8<sup>th</sup> day of November  
1853.

S L Ruggs

Clerk.

By M J Spencer dep<sup>t</sup>



## THE STATE OF INDIANA,

TO THE SHERIFF OF Adams COUNTY:

You are hereby commanded to Summon John G French, Josiah Crawford, P N Collins, W<sup>m</sup> French Morgan Smith, Immanuel Conkle & John G Burge to appear in the Adams Court of Common

Pleas, on the 22 day of August, 1853, to testify in an action wherein Hamilton Scott & al. are Plaintiffs and James G Berry & al are Defendant, on behalf of the Plaintiffs and return this Summons.

Witness, This 26<sup>th</sup> day of July A.D. 1853

Samuel W. Sheets  
By James W. Sheets Clerk  
Deft.



Hamilton Scott & al

vs

James G Beery & al

} Appeal

The Clerk of the Adams Court  
of Common Pleas will please issue a subpoena in behalf  
of the Plaintiff, for John G French, Josiah Crawford  
N. Collins, Wm French, Morgan Smith, <sup>Immanuel Fokler</sup> and John  
G Burge, for them to appear on the 2<sup>d</sup> day of the term  
of said Court  
July 26, 1833

W G Spencer Atty for D



SUBPENA.]

SOLD BY WM. SHEETS, INDIANAPOLIS.

# THE STATE OF INDIANA,

TO THE SHERIFF OF Adams COUNTY:

You are hereby commanded to Summon Josephus Harton,  
Samuel L. Holmes, Benjamin Runyon,  
Robert Simeson, Theodore Dufferbaugh, & John Runyon Sr.

to appear in the Adams Court of Common  
Pleas, on the 2<sup>nd</sup> day of August, 1853, to

testify in an action wherein Hamilton Scott et al.  
are Plaintiffs and James Berry et al. are

Defendants on behalf of the defendants and return  
this Summons.

Witness, This 13<sup>th</sup> day of July  
1853.

Samuel L. Rugg  
Clerk.

By James W. Donahoe  
Deput.



Hamalton. Scot  
Mrs  
James J Berg

Rode Case

Sheriff has Coling 28 witness \$ 1

Deft Donald  
Sheriff